

## The Gazette



## of India

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No. 28]

NEW DELHI, SATURDAY, JULY 11, 1964/ASADHA 20, 1886

Separate paging is given to this Part in order that it may be filed  
as a separate compilation

## NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the  
2nd July, 1964:—

Issue No.	No. and Date	Issued by	Subject
150-A	S.O. 2069-A, dated 12th June, 1964.	Election Commission, India	Publishing a copy of Election Petition No. 13 of 1964—Between Sri K. Velayudha Nair, Petitioner and Sri R. Kasinatha Durai etc., Respondents.
158	S.O. 2266, dated 23rd June 1964.	Delimitation Commission.	Proposals in respect of distribution of seats allotted to the State of Madras in the House of the People etc.
159	S.O. 2267, dated 24th June 1964.	Election Commission, India	Calling upon the elected members of the Legislative Assembly of the State of Madras to elect a person to fill a vacancy in place of Shri M. A. Manickavelu Naicker.
	S.O. 2268, dated 24th June, 1964.	Do.	Appointing dates for the election referred to in S.O. 2267 above.
	S.O. 2269, dated 24th June, 1964.	Do.	Fixation of hours for the election referred to in S.O. 2267 above.
	S.O. 2270, dated 24th June, 1964.	Do.	Designating the Secretary, Legislative Assembly Deptt., Madras to be the Returning Officer for the election referred to in S.O. 2267 above.
	S.O. 2271, dated 24th June, 1964.	Do.	Appointing Dy. Secretary, Legislative Assembly Deptt., Madras to assist the Returning Officer for the election referred to in S.O. 2267 above.

Issue No.	No. and Date	Issued by	Subject
160	S.O. 2272, dated 24th June, 1964.	Ministry of Information and Broadcasting	Approval of the film specified therein.
161	S.O. 2273, dated 27th June, 1964.	Ministry of Commerce	Amendments to the Exports (Control) Order, 1962.
162	S.O. 2274, dated 29th June, 1964.	Ministry of Finance	Directions for manufacture of Liquid gold.
163	S.O. 2275, dated 30th June, 1964.	Ministry of Finance	Order of moratorium in respect of the Shree Jadeya Shankarling Bank Ltd., Bijapur.
164	S.O. 2343, dated 30th June, 1964.	Ministry of Industry and Supply.	The Cement Control (Fourth Amendment) Order, 1964.
165	S.O. 2344, dated 30th June, 1964.	Cabinet Secretariat	Amendments in the Government of India (Allocation of Business) Rules, 1961.
166	S.O. 2345, dated 1st July, 1964.	Ministry of Finance.	Direction that powers of revision exercisable by the Central Board of Excise and Customs, shall also in the like manner, be exercisable by all the collectors of Customs.
167	S.O. 2346, dated 1st July, 1964.	Do.	Determination that Coins of three paise shall also be coined.
	S.O. 2347, dated 1st July, 1964.	Do.	Direction that the Standard weight of 3 paise-Coin shall be 1.25 grammes.
168	S.O. 2348, dated 1st July, 1964.	Ministry of Information and Broadcasting	Approval of films specified therein.
169	S.O. 2349, dated 1st July, 1964.	Ministry of Finance	The Finance Commission (Salaries and Allowances) Second Amendment Rules, 1964.
170	S.O. 2350, dated 1st July, 1964.	Ministry of Commerce.	Direction that the Order referred in S.O. 1527, dated 4th July 1959, shall continue to have effect for a further period of one year.
171	S.O. 2351, dated 2nd July, 1964.	Ministry of Education	The International Copyright (Fourth Amendment) Order, 1964.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

### PART II—Section 3—Sub-section (ii)

**Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administration of Union Territories).**

#### ELECTION COMMISSION, INDIA

*New Delhi, the 24th June 1964*

**S.O. 2353.**—Whereas the election of Shri R. Kasinatha Durai as a member of the House of People from the Aruppukkottai constituency has been called in

question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri K. Velayudha Nair, 17, Goods Shed Street, Madurai Town, Madurai District (Madras State).

And whereas the Election Commission has caused a copy of the petition to be published in the Official Gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri T. S. Anavaradham, District & Sessions Judge, Ramanathapuram, at Madurai as the member of the Election Tribunal for the trial of the said petition and Madurai as the place where the trial of the petition shall be held.

[No. 82/13/64.]

By Order,

PRAKASH NARAIN, Secy.

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### MINISTRY OF HOME AFFAIRS

*New Delhi, the 2nd July 1964*

S.O. 2354.—In exercise of the powers conferred by Section 4 of the Industrial Disputes Act, 1947 (14 of 1947) and in supersession of this Ministry's notification of even number dated the 24th June 1964, the Central Government hereby appoints Shri Y. D. Sehgal, Additional District Magistrate, Port Blair, as the conciliation officer for mediating in and promoting the settlement of all industrial disputes arising in the Union territory of Andaman and Nicobar Islands.

[No. 21/41/64-ANL.]

J. N. GUPTA, Under Secy.

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*New Delhi, the 6th July 1964*

S.O. 2355.—In exercise of the powers conferred by section 4 of the Industrial Disputes Act, 1947 (14 of 1947), and in supersession of the notification of the Government of India in the Ministry of Home Affairs, No. S.O. 2354 dated the 2nd July, 1964, the Central Government hereby appoints Shri P. V. Apraim, Assistant Secretary to the Chief Commissioner, Andaman and Nicobar Islands, as the Conciliation Officer for mediating in and promoting the settlement of the industrial disputes relating to the retrenchment of seventy-two workmen, between the Principal Engineer, Andaman Public Works Department, Andaman and Nicobar Islands, and the workmen working in the Maintenance Division of the Andaman Public Works Department.

[No. 21/41/64-ANL(I).]

S.O. 2356.—In exercise of the powers conferred by section 4 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby appoints Shri Y. D. Sehgal, Additional District Magistrate, Port Blair, as the Conciliation Officer for mediating in and promoting the settlement of industrial disputes other than the dispute referred to in the notification of the Government of India, No. S.O. 2355 dated the 6th July, 1964, arising in the territory of Andaman and Nicobar Islands.

[No. 21/41/64-ANL(II).]

M. B. MALHOTRA, Under Secy.

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### MINISTRY OF EXTERNAL AFFAIRS

*New Delhi, the 30th June 1964*

S.O. 2357.—In pursuance of clause (a) of section 2 of the Diplomatic and Consular Officers (Oath and Fees) Act, 1948 (41 of 1948), the Central Government

hereby authorises Shri Nirmal J. Singh, Press Attache in the Consulate General of India, New York, to perform the duties of a Consul with immediate effect.

[No. T.4330/2/64].

S. K. CHATTERJEE, Under Secy.

*New Delhi, the 3rd July 1964*

**S.O. 2358.**—On return from tour *ex-India*, Shri S. K. Banerji, Additional Secretary in the Ministry of External Affairs, took over as Controller General of Emigration with effect from June 17, 1964, *vice* Shri Muni Lal.

[No. CPEO/22/64.]

S. L. BHALLA, Under Secy. (PV).

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### MINISTRY OF FINANCE

(Department of Economic Affairs)

*New Delhi, the 1st July 1964*

**S.O. 2359.**—In pursuance of clause (a) of sub-section (1) of section 8 of the Reserve Bank of India Act, 1934 (2 of 1934), the Central Government has appointed Dr. B. K. Madan as a Deputy Governor of the Reserve Bank of India for a term of five years with effect from the 1st July 1964.

[No. F. 3(38)BC/64.]

R. K. SESHADRI, Director (Banking and Insurance).

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(Department of Economic Affairs)

*New Delhi, the 1st July 1964*

**S.O. 2360.**—In exercise of the powers conferred by clause (c) of sub-section (1) of section 8 of the Reserve Bank of India Act, 1934 (2 of 1934), the Central Government hereby nominates the following as directors of the Central Board of the Reserve Bank of India with effect from the 1st July, 1964:

1. Shri Gurugobind Basu, 16/4 Gariahat Road, Calcutta-19.
2. Shri Maddi Sudarsanam, "Kottapeta", Guntur, Andhra Pradesh.
3. Shri Arvind N. Mafatlal, Mafatlal House, Backbay Reclamation, Bombay-1.
4. Shri H. P. Nanda, President, Escorts Ltd. Connaught Circus, New Delhi-1.

[No. F. 3(40)-BC/64.]

B. J. HEERJEE, Under Secy.

## (Department of Economic Affairs)

New Delhi, the 6th July 1964

S.O. 2361.—Statement of the Affairs of the Reserve Bank of India, as on the 26th June, 1964

## BANKING DEPARTMENT

LIABILITIES	Rs.	ASSETS	Rs.
Capital paid up . . . . .	5,00,00,000	Notes . . . . .	51,93,60,000
Reserve Fund . . . . .	80,00,00,000	Rupee Coin . . . . .	4,33,000
National Agricultural Credit (Long Term Operations) Fund . . . . .	73,00,00,000	Small Coin . . . . .	2,64,000
National Agricultural Credit (Stabilisation) Fund . . . . .	8,00,00,000	National Agricultural Credit (Long Term Operations) Fund . . . . .	
		(a) Loans and Advances to :—	
		(i) State Governments . . . . .	28,30,28,000
		(ii) State Co-operative Banks . . . . .	11,02,82,000
		(iii) Central Land Mortgage Banks . . . . .	..
		(b) Investment in Central Land Mortgage Bank Debentures . . . . .	4,80,83,000
Deposits :—		National Agricultural Credit (Stabilisation) Fund . . . . .	
(a) Government . . . . .		Loans and Advances to State Co-operative Banks . . . . .	..
(i) Central Government . . . . .	79,70,59,000	Bills purchased and Discounted :—	
(ii) State Governments . . . . .	14,04,74,000	(a) Internal . . . . .	..
(b) Banks . . . . .		(b) External . . . . .	..
(i) Scheduled Banks . . . . .	97,66,72,000	(c) Government Treasury Bills . . . . .	40,73,64,000
(ii) State Co-operative Banks . . . . .	4,49,39,000	Balances held Abroad* . . . . .	7,15,16,000
(iii) Other Banks . . . . .	1,54,000	Loans and Advances to Governments** . . . . .	53,34,28,000
(c) Others . . . . .	162,18,00,000	Loans and Advances to :—	
Bills Payable . . . . .	43,37,63,000	(i) Scheduled Banks† . . . . .	1,14,45,000
Other Liabilities . . . . .	73,68,37,000	(ii) State Co-operative Banks†† . . . . .	134,14,52,000
		(iii) Others . . . . .	1,78,60,000
		Investments . . . . .	273,90,16,000
		Other Assets . . . . .	33,53,67,000
Rupees . . . . .	641,16,98,000	Rupees . . . . .	641,16,98,000

\*Includes Cash and Short-term Securities.

\*\*Excluding Loans and Advances from the National Agricultural Credit (Long Term Operations) Fund, but including temporary overdrafts to State Governments.

† Includes Rs. 56,15,000 advanced to scheduled banks against usance bills under Section 17(4) (c) of the Reserve Bank of India Act.

†† Excluding Loans and Advances from the National Agricultural Credit (Long Term Operations) Fund and the National Agricultural Credit (Stabilisation) Fund.

Date the 1st day of July, 1964.

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 26th day of June 1964

ISSUE DEPARTMENT

LIABILITIES	Rs.	Rs.	ASSETS	Rs.	Rs.
Notes held in the Banking Department			Gold Coin and Bullion :—		
Notes in circulation	51,93,60,000		(a) Held in India	117,76,10,000	
	2484,12,34,000		(b) Held outside India	..	
Total Notes issued		2536,05,94,000	Foreign Securities	89,45,69,000	
			TOTAL		207,21,79,000
			Rupee Coin		102,80,56,000
			Government of India Rupee Securities		2226,03,59,000
			Internal Bills of Exchange and other		..
			Commercial paper		..
TOTAL LIABILITIES		2536,05,94,000	TOTAL ASSETS		2536,05,94,000

Dated the 1st day of July, 1964.

P. C. BHATTACHARYA,  
Governor.

[No. F. 3(2)-BC/64.]  
A. BAKSE, Jt. Secy,

## ERRATA

In the notification of the Government of India in the Ministry of Finance, Department of Economic Affairs (Office of the Treasurer of Charitable Endowments for India) No. F. 1/1/64-SB-TCE, dated the 15th June, 1964, published as S.O. 2077 in the Gazette of India, Part II, Section 3(ii), dated the 20th June, 1964, at pages 2449 to 2477—

1. at page 2453, against case Nos. 4 and 5, in column 5, for "Navap", read "Naval";
2. at page 2455, after case Nos. 12 & 13 and the entries relating thereto, insert "14. Do Do Do Do" under columns 1, 2, 3, 4 and 5 respectively;
3. at pages 2460-61—
  - (1) against case No. 7, under column 11, for "remaine", read "remained";
  - (2) against case No. 8, under column 4,—
    - (a) omit "55,000.00";
    - (b) after the words "National Defence Certificates", insert "55,000.00";
  - (3) against case No. 8, under column 11, for "35.5" read "35.50";
4. at pages 2466-67—
  - (1) against case No. 18, under column 2, for "merchant" read "Merchant";
  - (2) against case No. 19, under column 2, for "Vicetory" read "Victory";
  - (3) against case No. 23, under column 6, for "L" read "(1)";
5. at pages 2468-69—
  - (1) against case No. 1, under Madras column 7, before "1,781.07", insert "(o)";
  - (2) against case No. 3, in column 2, for "Colligate" read "Collegiate";
6. at pages 2470-71, under West Bengal, under column 1, insert "3" before the words "The Fund for the Medical Relief ..... Marine" and after those words, in column 3, for "Sect." read "Secy.";
7. at pages 2472-73—
  - (1) against case No. 12,—
    - (a) under column 3, for "Janpaad" read "Janapad";
    - (b) under column 7, for "(1)" read "(11)";
  - (2) against case No. 13, under column 2, for "Shool" read "School".

## (Department of Revenue and Company Law)

## INCOME-TAX

New Delhi, the 30th June 1964

S.O. 2362.—It is hereby notified for general information that the institution mentioned below has been approved by the Indian Council of Medical Research, the "prescribed authority", for the purposes of clause (ii) of sub-section (1) of section 35 of the Income-tax Act, 1961 (43 of 1961).

## INSTITUTION

Indian Cancer Society, Bombay.

[No. 43/F. No. 10/40/64-IT(AI).]

G. R. DESAI, Dy. Secy.

## CENTRAL BOARD OF DIRECT TAXES

## INCOME-TAX

New Delhi, the 30th June 1964

S.O. 2363.—In exercise of the powers conferred by section 126 of the Income-tax Act, 1961 (43 of 1961), the Central Board of Direct Taxes hereby deletes Serial No. 67 and the entries thereagainst from the Schedule to its notification S.R.O. 1214 (No. 44-Income-tax) dated 1st July 1952.

[No. 4 (F. No. 55/124/64-IT.)]

**S.O. 2364.**—In exercise of the powers conferred by Section 126 of the Income-tax Act, 1961 (43 of 1961), the Central Board of Direct Taxes hereby makes the following addition to the Schedule annexed to its notification No. 1 (F. No. 55/233/63-IT), dated the 18th May, 1964.

After Serial No. 9 in the said schedule, the following item shall be added:—

1	2	3	4	5	6
10.	Government servants under the audit control of the Accountant General, Orissa, excluding persons, any part of whose income is derived from the exercise of a profession.	Income Tax Officer, Salary Circle, Bhubaneswar.	Inspecting Assistant Commissioner of Income Tax, Cuttack Range, Cuttack.	Appellate Assistant Commissioner of Income Tax, Berhampur.	Commissioner of Income Tax; Bihar & Orissa.

[No. 5 (F. No. 55/124/64-IT.)]

G. M. KULKARNI, Under Secy.

#### ESTATE DUTY CORRIGENDUM

*New Delhi, the 2nd July 1964*

**S.O. 2365.**—In the Central Board of Direct Taxes Notification No. 15/F. No. 21/35/64-ED dated the 11th May, 1964 published as S.O. 1717 at pages 2061-2062 in the Gazette of India, Part II, Section 3(ii) dated the 23rd May, 1964, for the words "Inspecting Assistant Commissioner of Income-tax, Assam, Tripura & Manipur, Shillong", the words "Inspecting Assistant Commissioner of Income-tax, Assam, Nagaland, Manipur and Tripura, Shillong" shall be substituted.

[No. 47/F.No.21/35/64-ED.]

P. K. GHOSH, Under Secy.

#### MINISTRY OF COMMERCE ORDER

*New Delhi, the 1st July 1964*

**S.O. 2366.**—Whereas by the Order of the Government of India in the late Ministry of Commerce and Industry No. S.O. 1625, dated the 18th July, 1959, the management of the industrial undertaking known as Model Mills, Nagpur Limited, Nagpur, has been taken over by the Authorised Controller referred to in the said Order for a period of five years from the 18th July, 1959;

And, whereas the Central Government is of opinion that it is expedient in the public interest that the management of the said industrial undertaking by the said Authorised Controller should continue for a further period of one year;

Now, therefore, in exercise of the powers conferred by the proviso to sub-section (2) of section 18A of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby directs that the said Order shall continue to have effect for a further period of one year from the 18th July, 1961

[No. 10(29)-Tex(A)/62.]

B. K. VARMA, Under Secy.

#### (TEA CONTROL)

*New Delhi, the 29th June, 1964*

**S.O. 2367.**—In exercise of the powers conferred by section 4 of the Tea Act, 1953 (29 of 1953), read with sub-rule (3) of rule 4 and sub-rule (1) of rule 5 of the Tea Rules, 1954, the Central Government hereby appoints the Commissioner for Agricultural Production and Rural Development, Government of Kerala, Trivandrum, as an *ex-officio* member of the Tea Board and makes the following further amendment in the notification of the Government of India in the late Ministry of Commerce and Industry No. S.O. 1151 dated the 20th April, 1963, namely:—

In the said notification, against item 5, for the words and brackets "The Secretary to the Government, Agriculture Department, Government of Kerala, Trivandrum, (*ex-officio*)" the words and brackets "The Commissioner for Agricultural Production and Rural Development, Government of Kerala, Trivandrum, (*ex-officio*)" shall be substituted.

[No. 7(1) Plant(A)/62.]



## (COFFEE CONTROL)

*New Delhi, the 1st July 1964*

**S.O. 2368.**—In exercise of the powers conferred by clause (c) of sub-section (2) of section 4 of the Coffee Act, 1942 (7 of 1942) read with clause (a) of sub-rule (2) of rule 3 of the Coffee Rules, 1955, the Central Government hereby appoints the Commissioner for Agricultural Production and Rural Development, Department of Agriculture and Rural Development, Government of Kerala, Trivandrum, as a member of the Coffee Board to represent the Government of Kerala in place of the Secretary to the Government of Kerala, Department of Agriculture, Trivandrum, and directs that the following further amendment shall be made in the notification of the Government of India in the late Ministry of Commerce and Industry No. S.O. 1194 dated the 19th April, 1962 as subsequently amended namely:—

In the said notification, for item 3 and the entries relating thereto, the following item and entries shall be substituted, namely:—

- “(3) The Commissioner for Agricultural Production and Rural Development, Department of Agriculture and Rural Development, Government of Kerala, Trivandrum, Representative of the Government of Kerala”.

[No. 1(1)Plant(B)/62].

B. KRISHNAMURTHY, Under Secy.

## MINISTRY OF INDUSTRY

(Indian Standards Institution)

*New Delhi, the 25th June 1964*

**S.O. 2369** In pursuance of sub-regulation (3) of regulation 3A of the Indian Standards Institution (Certification Marks) Regulations, 1955, as amended in 1961, 1962 and 1964, the Indian Standards Institution hereby notifies that it recognizes Specification WHO/SIF/ 12.R1-1958, the particulars of which are given in the Schedule hereto annexed, as an Indian Standard, with modifications given below. The recognized standard has been designated as IS : 2682—1964 Specification for Chlordane Emulsion Concentrates.

## THE SCHEDULE

Sl. No.	Number and Title of the Recognized Standard	Name and address of the Organisation which prepared and Established the Standard	Brief Particulars of the Recognized Standard	Modification(s) made in the WHO Standard
(1)	(2)	(3)	(4)	(5)
1.	Specification WHO-SIF/12. R1-1958 Chlordane Emulsion Concentrates.	World Health Organization, Palais Des Nations, Geneva.	This standard prescribes the requirements; and methods of tests for Chlordane Emulsion Concentrates.	For the purpose of IS : 2682-1964, (a) sub-section 1.2.4 Flash-point in Specification WHO/SIF 12.R1—1958 shall be replaced by the following:— ‘The flash-point of the concentrate shall not be lower than 24.5°C when determined by the Method P : 20 of IS 1448

1	2	3	4	5
				(Part I)—1960 Methods of Test for Petroleum and its Products, Part I. (b) Section 2.4 Flash-Point shall stand deleted.

Copies of this Standard are available, for sale, with the Indian Standards Institution, Manak Bhavan, 9 Bahadur Shah Zafar Marg, New Delhi-1 and also its Branch Offices at (i) 232 Dr. Dadabhai Naoroji Road, Fort, Bombay-1, (ii) Third Floor, 11 Sooterkin Street, Calcutta-13, (iii) Second Floor, Sathyamurthi Bhavan, 54 General Patters Road, Madras-2, and (iv) 14/69 Civil Lines, Kanpur.

[No. MD/ 13 : 2 : 1]

New Delhi, the 29th June 1964

**S.O. 2370.**—In licence No. CM/L-513 held by M/s. Jai Hind Trading Corpn., Delhi, the details of which are given in the notification published under S.O. 1145 dated the 10th April 1963 in the Gazette of India, Part II, Sub-Section 3(ii) dated the 20th April 1963, the following additional type of switches has been included:

Single-Pole, One-way, 5 Ampere Tumbler Switches with Porcelain Base, 250 Volts.

[No. MD/12:840.]

**S.O. 2371.**—In partial modification of the then Ministry of Commerce and Industry (Indian Standards Institution) notifications, particulars of which are given in col (2), the Indian Standards Institution hereby notifies that the marking fee for the product(s), details of which are given in the Schedule hereto annexed, has been revised. The revised rate of marking fee shall come into force with effect from 23 June 1964.

#### THE SCHEDULE

Serial No.	Particulars of earlier Notifications	Product/Class of Products	No. and Title of Relevant Indian Standard(s)	Unit	Marking fee per Unit
(1)	(2)	(3)	(4)	(5)	(6)
1.	S.O. 1064 dated 30 March 1962 published in the Gazette of India, Part II, Section 3, Sub-section (ii) dated 7 April 1962.	Single Pole 5-Ampere Tumbler Switches for AC/DC	IS:1087-1957 Specification for Single Pole 5-Ampere Tumbler Switches for AC/DC	100	20 nP. Switches;
2.	S.O. 694 dated 5 March 1963 published in the Gazette of India, Part II, Section 3, Sub-section (ii) dated 23 March 1963.	15-Ampere Tumbler Switches.	IS:2120-1963 Specification for 15-Ampere Tumbler Switches (Revised)		

[No. MD/18-2.]

## ERRATTA

**S.O. 2372.**—In the Ministry of Industry (Indian Standards Institution) Notifications, published in the Gazette of India, Part II, Section 3, Sub-section (ii), the following corrections may be made:

Gazette dated the 16th May 1964:

(a) S.O. 1675 dated the 6th May, 1964—

(i) Page 1979, S. No. 8, col. 6 for 'Water-Prof-ing' read 'Waterproofing'

(ii) Page 1980, S. No. 13, col. 7 for 'Qualify' read 'Quality'

(iii) Page 1981, S. No. 22, col. 5 delete 'for'

(b) S.O. 1676 dated the 16th May 1964—

Page 1986, S. No. 10, col. 5 for 'Praboadevi' read 'Prabhadevi'

Gazette dated the 30th May 1964—

(c) S.O. 1838 dated the 18th May 1964, Schedule, S. No. 2, col. 5

(i) Line 49, for '27 7/16' read '2-<sup>7</sup>/<sub>16</sub>'

(ii) Line 62, for 'Sub-clause 22.1.1.1' read 'Sub-sub-clause 22.1.1.1'

(iii) Line 73, for in, read '7 in'.

(d) S.O. 1839, dated the 18th May 1964, Schedule, S. No. 7, col. 2, line 2, for 'Annattoo' read 'Annatto'

(e) S.O. 1840, dated 18th May 1964, Schedule, S. No. 23, col. 4, line 1 for 'The' read 'This'

Gazette dated the 6th June 1964—

(f) S.O. 1950, dated the 22nd May 1964, Schedule, S. No. 4, col. 6 for '00 7 nP' read '7 Pulse'

D. V. KARMARKAR, Ag. Jt. Director.

## MINISTRY OF INTERNATIONAL TRADE

(Office of the Jt. Chief Controller of Imports and Exports)

## ORDERS

Bombay, the 15th May 1964

**S.O. 2373.**—Whereas M/s. M. M. Traders, 31, Dhun Villa, Fort Road, Mahim, Bombay-16, or any Bank or any other person have not come forward furnishing sufficient cause, against Notice No. 1/83/64/CDN.II/1259 dated 14th April, 1964 proposing to cancel the following licences, Government of India, in the Ministry of International Trade, in exercise of the powers conferred by Clause 9 of the Imports (Control) Order, 1955, hereby cancel the said licences issued to the said M/s. M. M. Traders, 31, Dhun Villa, Fort Road, Mahim, Bombay-16:—

S. No.	Licence No. & Date	Value in Rs.	Item	I.T.C. S. No.	Area	Issued by
1	2	3	4	5	6	7
1.	P/EP/2256122/C/XXI/18/C/B/18 dt. 23-1-64	32,200/-	Ivory Un-manufactured.	14-IV.	G.A.	JCCI&E., Bombay.
2.	P/EP/2260220/C/XX/18/C/B/18 dt. 5-3-64	32,200/-	Do.	Do.	Do.	Do.
3.	P/EP/2260204/C/XX/18/C/B/18 dt. 5-3-64	34,812/-	Art Silk Yarn.	177-IV	Do.	Do.
4.	P/EP/2238483/C/XX dt. 26-10-63	15,472/-	Do.	Do.	Do.	Do.

1	2	3	4	5	6	7
5.	P/EP/2256141/C/XX/18/C/B/18 dt. 24-1-64 . . . . .	34,812/-	Art Silk Yarn	177-IV	G.A.	JCCI & E, Bombay.
6.	872078 dt. 30-8-63 . . . . .	13,537/-	Do.	Do.	Do.	Do.
7.	2255943 dt. 21-1-64 . . . . .	34,812/-	Do.	Do.	Do.	Do.

[No. 1/83/64/CDN. II.]

M/s. M. M. Traders,  
31, Dhun Villa,  
Fort Road,  
Mahim,  
Bombay-16.

**S.O. 2374.**—Whereas M/s. Neo Bharat Traders, Morar Bldg., Mody Street, Bombay-1, or any Bank or any other person have not come forward furnishing sufficient cause, against Notice No. 1/83/64/CDN. II/1260, dated 14th April 1964 and No. 1/83/64/CDN. II/1429, dated the 24th April 1964 proposing to cancel the following licences, Government of India, in the Ministry of International Trade, in exercise of the powers conferred by Clause 9 of the Imports (Control) Order, 1955, hereby cancel the said licences issued to the said M/s. Neo Bharat Traders, Morar Bldg., Mody Street, Bombay-1:—

S. No.	Licence No. & Date	Value in Rs.	Item	I.T.C. S. No.	Area	Issued By
1.	0886820 dt. 4-9-63 . . . . .	11,625/-	Art Silk Yarn.	177-IV	G.A.	JCCI&E., Bombay.
2.	P/EP/2238153 dt. 14-10-63 . . . . .	24,900/-	Ivory- Unmanu- factured.	14-IV.	G.C.A.	Do.
3.	0871943 dt. 28-8-63 . . . . .	14,900/-	Do.	Do.	Do.	Do.

[No. 1/83/64/CDN. II.]

M/s. Neo Bharat Traders,  
Morar Building,  
Mody Street,  
Bombay-1.

N. BANERJI, Dy. Chief Controller of Imports &amp; Exports.

### MINISTRY OF HEALTH

*New Delhi, the 1st July 1964*

**S.O. 2375.**—In pursuance of sub-rule (2) of rule 9 of the Indian Aircraft (Public Health) Rules, 1954, and in supersession of all the previous notifications on the subject issued from time to time, the Central Government hereby approves for the purposes of the said sub-rule certificates of disinsection obtained in conformity with the terms of that sub-rule from the following authorities:—

1. Ministry of Health of the United Kingdom;
2. United States Public Health Services;
3. The Government of the Netherlands;
4. The Government of Sudan;
5. The Government of Pakistan;
6. The Government of U.A.R.;
7. The Government of Norway;
8. The Government of Switzerland;
9. Official Representatives of the French Public Health Services;
10. The Imperial Ethiopian Government, Ministry of Public Health;
11. The Government of Sweden;
12. The Government of Ceylon;

13. The Government of Israel;
14. The Government of Belgium;
15. The Government of Denmark;
16. The Government of Italy;
17. The Government of Aden;
18. The Government of Federal Republic of Germany;
19. The Government of Lebanon.

[No. F.34-2/64-IHF.]

BASHESHA NATH, Under Secy.

*New Delhi, the 3rd July 1964*

**S.O. 2376.**—Whereas the University of Kerala, Trivandrum, have in pursuance of clause (d) of section 3 of the Dentists Act, 1948 (16 of 1948) elected Dr. V. Subramanian, B.Sc. (Punjab), B.D.S. (Bombay), M.D.S. (N.Z.), F.I.C.D. (U.S.A.), Director, Dental College, Trivandrum, as a member of the Dental Council of India with effect from the 7th April, 1964;

Now, therefore, in pursuance of the provisions of section 3 of the said Act, the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Health No. F. 3-2/62-MII, dated the 17th October, 1962:—

In the said notification, under the heading "Elected under sub-section (d) of Section 3", after serial No. 8 and the entry relating thereto, the following serial No. and the entry shall be inserted, namely:—

"9. Dr. V. Subramanian, B.Sc. (Punjab), B.D.S. (Bombay), M.D.S. (N.Z.), F.I.C.D. (U.S.A.), Director, Dental College, Trivandrum".

[No. F. 3-13/64-MPT.]

**S.O. 2377.**—Dr. C. S. Raman, F.I.C.D., 322/23, Lingha Chetty Street, Madras, having been re-nominated under clause (e) of section 3 of the Dentists Act, 1948 (16 of 1948), by the Government of Madras, to represent that State on the Dental Council of India, the Central Government hereby direct that he shall continue to be a member of the Dental Council of India constituted in the notification of the Government of India in the Ministry of Health No. F. 3-2/62-MII, dated the 17th October, 1962, for a further period of five years with effect from the 11th April, 1964, or until his successor has been nominated, whichever is longer.

[No. F. 3-13/64-MPT]

**S.O. 2378.**—Dr. Dinabandhu Banerjee, L.D.S. & S.M.F. (Bengal), L.D.S.R.C.S. (Edin), No. 3, Waterloo Street, Calcutta-1, having been nominated under clause (e) of section 3 of the Dentists Act, 1948 (16 of 1948) by the Government of West Bengal vice Dr. R. Ahmed to represent that State on the Dental Council of India, the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Health No. F. 3-2/62-MII, dated the 17th October, 1962, namely:—

In the said notification, under the heading "Nominated under sub-section (e) of Section 3", for entry 11, the following entry shall be substituted, namely:—

"11. Dr. Dinabandhu Banerjee, L.D.S. & S.M.F. (Bengal), L.D.S.R.C.S. (Edin), No. 3, Waterloo Street, Calcutta-1"

[No. F. 3-13/64-MPT]

B. B. L. BHARADWAJ, Under Secy.

## MINISTRY OF TRANSPORT

(Transport Wing)

*New Delhi, the 29th June 1964*

**S.O. 2379.**—In notification of the late Ministry of Transport & Communications (Department of Communications and Civil Aviation) Notification No. 20-CA(5)/62,

dated the 18th October, 1962, the Central Government, in consultation with the Air-India appoint Shri V. M. Kotak, as a Member of the Advisory Committee of the Air-India for the rest of the term of the Committee vice Shri J. N. Guzner.

[No. 20-AC(5)/62.]

K. GOPALAKRISHNAN, Dy. Secy.

### MINISTRY OF REHABILITATION

(Office of the Chief Settlement Commissioner)

*New Delhi, the 27th June 1964*

**S.O. 2380.**—In exercise of the powers conferred by Clause (a) of Sub-Section (2) of Section 16 of the Displaced Persons (Compensation & Rehabilitation) Act 1954 (No. 44 of 1954) the Central Government hereby appoints for the State of Madhya Pradesh Shri G. P. Juggi, Managing Officer, in the Madhya Pradesh Region, as Managing Officer for the custody, management and disposal of Compensation Pool with effect from the date he took over charge of his office.

[No. XV(56)Admn. Gaz./57.]

**S.O. 2381.**—In exercise of the powers conferred by Sub-Section (i) of Section 6 of the Administration of Evacuee Property Act, 1950 (XXXI of 1950) the Central Government hereby appoints for the State of Madhya Pradesh, Shri G. P. Juggi, Managing Officer, in the Madhya Pradesh Region as Assistant Custodian for the purpose of discharging the duties imposed on Custodian by or under the said Act with effect from the date he took over the charge of his office.

[No. XV(56)AP/57 Gaz.]

*New Delhi, the 30th June 1964*

**S.O. 2382.**—In exercise of the powers conferred by Clause (a) of Sub-Section (2) of Section 16 of the Displaced Persons (Compensation & Rehabilitation) Act 1954 (No. 44 of 1954) the Central Government hereby appoints for the States of Maharashtra, Gujarat, Madras, Mysore, Kerala and Andhra Pradesh, Shri C. P. Gulati, Assistant Custodian, in the office of the Regional Settlement Commissioner, Bombay, as Managing Officer for the custody, management and disposal of Compensation Pool with effect from the 28th March, 1964.

[No. 8(57)AGZ/64.]

KANWAR BAHADUR,

Settlement Commissioner(A) & *Ex-Officio* Dy. Secy.

### DELHI DEVELOPMENT AUTHORITY

*New Delhi, the 1st July, 1964*

#### DELEGATION OF POWER TO THE VICE CHAIRMAN

**S.O. 2383.**—In exercise of the powers conferred by section 52 of the Delhi Development Act, 1957, the Delhi Development Authority hereby delegates the powers for cancelling of leases in cases of non-construction and misuse/change of user (to be restored on payment of consideration amount within a stipulated period) to its Vice Chairman.

[No. F. 1(14)/64-GA.]

R. K. VAISH, Secy.

### MINISTRY OF EDUCATION

(Department of Education)

ARCHAEOLOGY

*New Delhi, the 20th May 1964*

**S.O. 2384.**—Whereas by notification of the Government of India in the Ministry of Education No. F. 4-22/63-C1, dated the 9th September, 1963 published in Part II, Section 3, Sub-section (ii) of the Gazette of India, dated the

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21st September, 1963, the Central Government gave notice of its intention to declare the archaeological monument specified in the Schedule below to be of national importance.

And, whereas, no objections have been received to the making of such declaration.

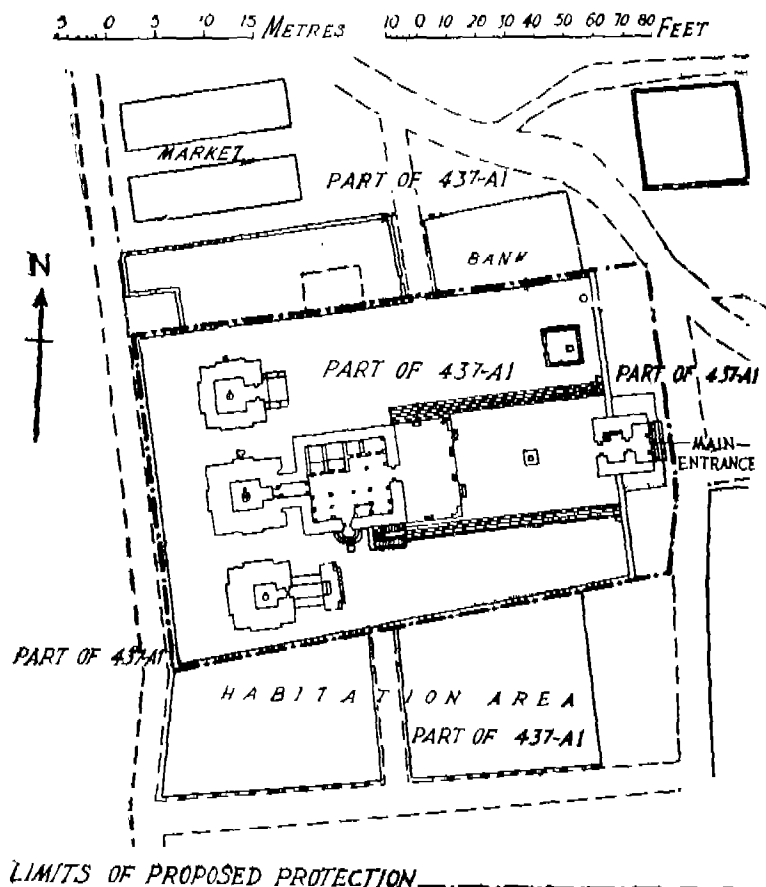
Now, therefore, in exercise of the powers conferred by sub-section (3) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said archaeological monument to be of national importance.

## SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of mounment/site	Revenue plot number to be included under protection.	Area	Boundaries	Ownership	Remarks
I	2	3	4	5	6	7	8	9	10	11
1	Andhra Pradesh.	East Godavari	Rama-chandra-puram.	Biccavolu	Golingesvara group of temples together with adjacent land comprised in part of survey plot No. 437/A1.	Part of survey plot No. 437/A1 as shown in the plan reproduced below.	0.44 Acre.	<p><i>North</i> : Remaining portion of survey plot No. 437/A1—Private house and bank.</p> <p><i>East</i> : Remaining portion of survey plot No. 437/A1—Public road.</p> <p><i>South</i> : Remaining portion of survey plot No. 437/A1—Private houses.</p> <p><i>West</i> : Remaining portion of survey plot No. 437/A1—Public road.</p>	State Government under the control of Hindu Religious and Charitable Endowment Board, Andhra Pradesh.	Under religious worship.



# SITE PLAN OF GOLINGESVARA GROUP OF TEMPLES AT BICCAVOLU



[No. F. 4-22/63-C1.]

**S.O. 2385.**—Whereas by notification of the Government of India in the Ministry of Education No. F. 4-22/63-C1, dated the 9th September, 1963 published in Part II, Section 3, Sub-section (ii) of the Gazette of India, dated the 21st September, 1963, the Central Government gave notice of its intention to declare the archaeological monument specified in the Schedule below to be of national importance.

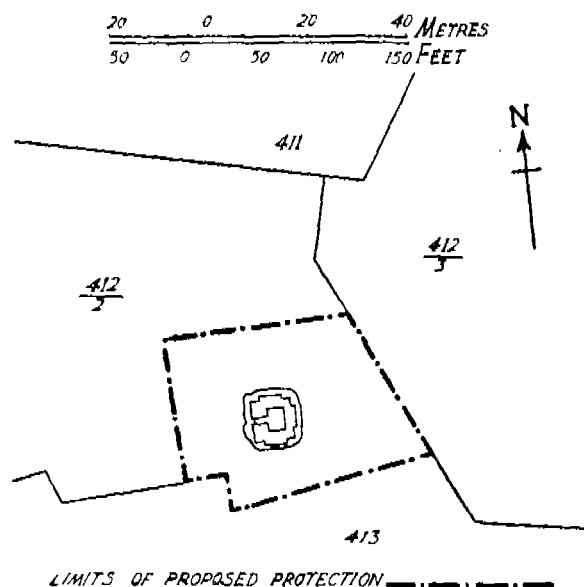
And, whereas, no objections have been received to the making of such declaration.

Now, therefore, in exercise of the powers conferred by sub-section (30) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said archaeological monument to be of national importance.

## SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of monument/site	Revenue plot number to be included under protection	Area	Boundaries	Ownership	Remarks
1	2	3	4	5	6	7	8	9	10	11
1	Andhra Pradesh	East Godavari.	Rama-chandra-puram.	Biccavolu	Kancharagudi together with adjacent land comprised in part of the survey plot No. 412/2.	Part of survey plot No. 412/2 as shown in the plan reproduced below.	0.35 Acre.	<p><i>North</i> : Remaining portion of survey plot No. 412/2.</p> <p><i>East</i> : Survey plot No. 412/3.</p> <p><i>South</i> : Survey plot No. 413.</p> <p><i>West</i> : Remaining portion of survey plot No. 412/2.</p>	State Government.	Not under worship.

# SITE PLAN OF KANCHARAGUDI TEMPLE AT BICCAVOLU



[No. F. 4-22/63-C1.]

**S.O. 2386.**—Whereas by notification of the Government of India in the Ministry of Education No. F. 4-22/63-C1, dated the 9th September, 1963 published in Part II, Section 3, Sub-section (ii) of the Gazette of India, dated the 21st September, 1963, the Central Government gave notice of its intention to declare the archaeological monument specified in the Schedule below to be of national importance.

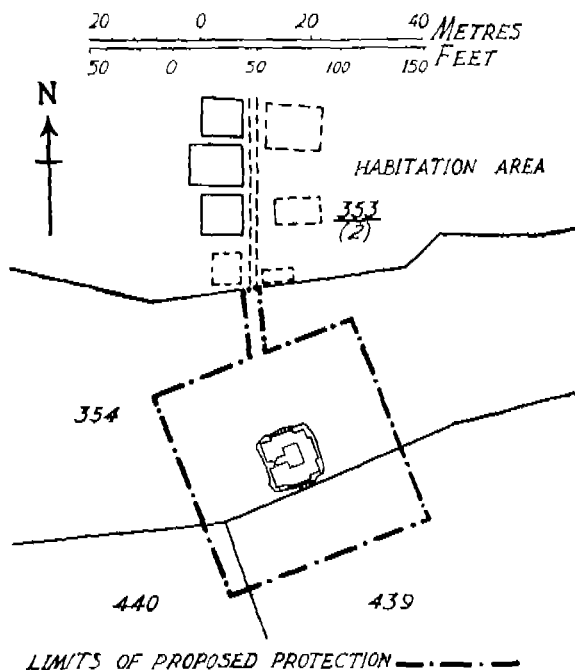
And, whereas, no objections have been received to the making of such declaration.

Now, therefore, in exercise of the powers conferred by sub-section (30) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said archaeological monument to be of national importance.

## SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of monument/site	Revenue plot number to be included under protection	Area	Boundaries	Ownership	Remarks
I	2	3	4	5	6	7	8	9	10	11
1	Andhra Pradesh.	East Godavari	Rama-chandra-puram.	Biccavolu	Nakkalagudi together with adjacent land comprised in part of survey plot Nos. 439, 440 and 354.	Part of survey plot Nos. 439, 440 and 354 as shown in the plan reproduced below.	0.37 acres.	<p><i>North</i> : Survey plot No. 353/2 and remaining portion of survey plot No. 354.</p> <p><i>East</i> : Remaining portion of survey plot No. 354 and 439.</p> <p><i>South</i> : Remaining portion of survey plot Nos. 439 and 440.</p> <p><i>West</i> : Remaining portion of survey plot Nos. 440 and 354.</p>	Government.	Not under worship.

# SITE PLAN OF NAKKALAGUDI TEMPLE AT BICCAVOLU



[No. F. 4-22/63-C1.]

**S.O. 2387.**—Whereas by notification of the Government of India in the Ministry of Education No. F. 4-22/63-C1, dated the 9th September, 1963 published in Part II, Section 3, Sub-section (ii) of the Gazette of India, dated the 21st September, 1963, the Central Government gave notice of its intention to declare the archaeological monument specified in the Schedule below to be of national importance.

And, whereas, no objections have been received to the making of such declaration.

Now, therefore, in exercise of the powers conferred by sub-section (3) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said archaeological monument to be of national importance.

## SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of monument/site	Revenue plot number to be included under protection	Area	Boundaries	Ownership	Remarks
I	2	3	4	5	6	7	8	9	10	11
1	Andhra Pradesh.	East Godavari.	Rama-chandrapuram.	Biccavolu	Veerabhadra temple together with adjacent land comprised in survey plot Nos. 423/2 and 423/4.	Whole of survey plot Nos. 423/2 and 423/4.	0.13½ Acres.	<p><i>North</i> : Survey plot No. 424—habitation area.</p> <p><i>East</i> : Survey plot No. 423/3.</p> <p><i>South</i> : Survey plot No. 423/3.</p> <p><i>West</i> : Survey plot No. 424/3.</p>	Government.	Not under worship.

[No. F. 4-22/63-C1.]

S. J. NARSIAN,

Assistant Educational Adviser.

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**(Department of Education)****ARCHAEOLOGY***New Delhi, the 1st July 1964*

**S.O. 2388.**—Whereas by notification of the Government of India in the Ministry of Education No. F.4-5/64-CI dated the 26th March, 1964 published in Part II, section 3 sub-section (ii) of the Gazette of India dated the 4th April, 1964, the Central Government gave notice of its intention to declare the archaeological monument specified in the Schedule below to be of national importance.

And, whereas, no objections have been received to the making of such declaration.

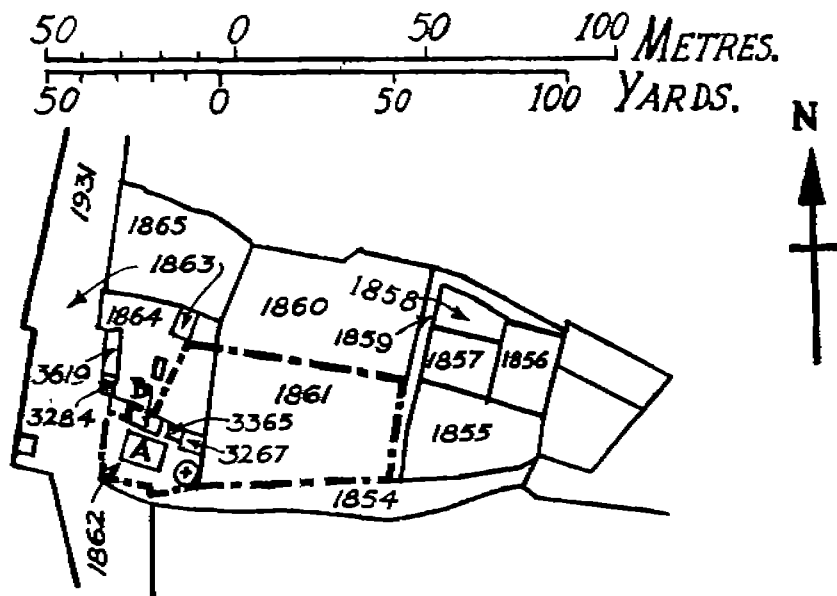
Now, therefore, in exercise of the powers conferred by sub-section (3) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said archaeological monument to be of national importance.

## SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of monument/ site	Revenue plot number to be included under protection	Area	Boundaries	Owner- ship	Remarks
1	2	3	4	5	6	7	8	9	10	11
1	Orissa	Puri	Bhuba- neswar.	Bhuba- neswar.	Sisiresvara temple to- gether with adjacent area comprised in whole of survey plot Nos. 1861, 3267, 3365 and part of survey plot Nos. 1862 and 1864 as shown in the plan reproduced below	Whole of survey plot Nos. 1861, 3267, 3365 and part of survey plot Nos. 1862 and 1864 as shown in the plan reproduced below.	0.607 acre.	<i>North:</i> Survey plot No. 1860 and remain- ing portion of survey plot No. 1864.  <i>East:</i> Survey plot No. 1859.  <i>South:</i> Surve plot No. 1854. <i>West:</i> Survey plot No. 1931 and re- maining portion of survey plot Nos. 1864 and 1862.	Private	Vaital Deul which is al- ready protected is situated in survey plot No. 1862.



# SITE PLAN OF SISIRESVARA TEMPLE



**A : KAPALESVARI TEMPLE (VAITAL DEUL)**

**B : SISIRESVARA TEMPLE**

**⊕ : WELL**

**LIMITS OF PROPOSED PROTECTION ---**

**S.O. 2389.**—Whereas by notification of the Government of India in the Ministry of Education No. F.4-4/64-C1 dated the 28th February 1964 published in Part II, Section 3, Sub-section (ii) of the Gazette of India dated the 7th March, 1964, the Central Government gave notice of its intention to declare the archaeological monument specified in the Schedule below to be of national importance.

And, whereas; no objections have been received to the making of such declaration.

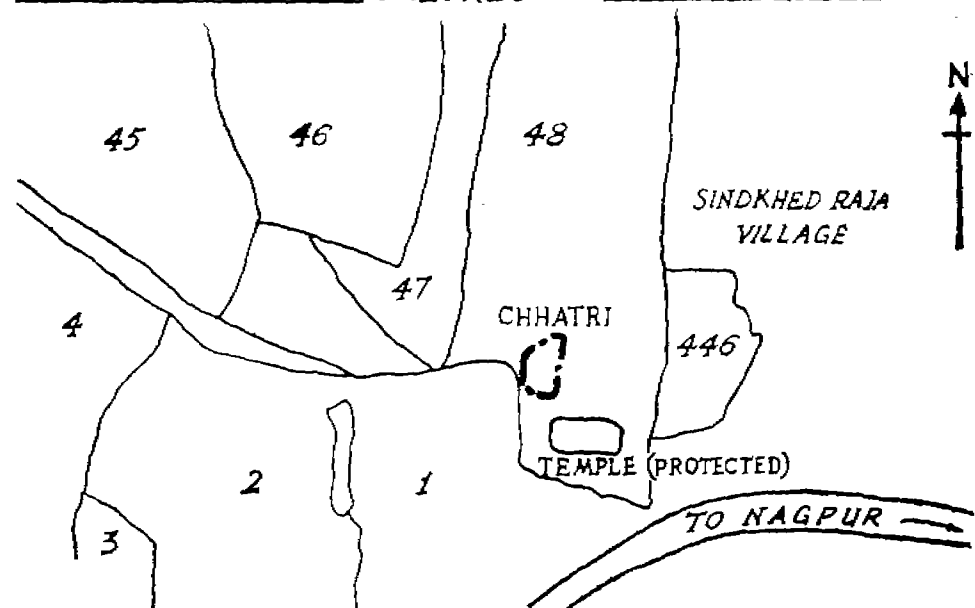
Now, therefore, in exercise of the powers conferred by sub-section (3) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said archaeological monument to be of national importance.

## SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of monument/ site	Revenue plot number to be included under protection	Area	Boundaries	Owner- ship	Remarks
1	2	3	4	5	6	7	8	9	10	11
1	Maha- rashtra	Buldana	Mehkar	Sind- khed Raja	Lakhuji Jadhavrao's Chhatra together with adjacent land com- prised in part of sur- vey plot number 48.	A part of survey plot number 48 as per plan reproduced be- low.	24 Guntha	North: Remaining portion of survey plot No. 48. East: Remaining por- tion of survey plot No. 48. South: Remaining portion of survey plot No. 48. West: Remaining portion of survey plot No. 48.	Private	—

# SITE PLAN OF LAKHUJI JADHAVRAO'S CHHATRI AT SINDKHED RAJA

0 20 40 METRES 0 50 100 FEET



LIMITS OF PROPOSED PROTECTION - - - - -

[No. F.4-4/64-C1.]

**S.O. 2390.**—Whereas by notification of the Government of India in the Ministry of Education No. F.4-2/64-C1 dated the 18th February 1964 published in Part II, section 2 sub-section (ii) of the Gazette of India dated the 29th February, 1964, the Central Government gave notice of its intention to declare the archaeological monument specified in the Schedule below to be of national importance.

And, whereas; no objections have been received to the making of such declaration.

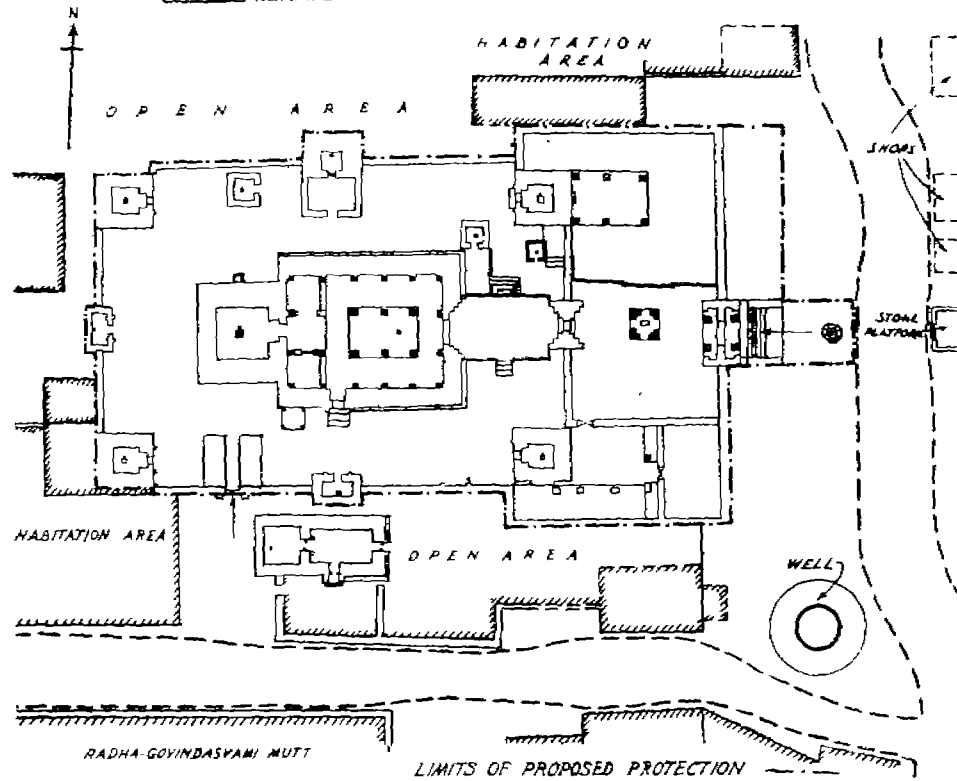
Now, therefore, in exercise of the powers conferred by sub-section (3) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said archaeological monument to be of national importance.

## SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of monument/site.	Revenue plot number to be included under protection	Area	Boundaries	Ownership	Remarks
1	2	3	4	5	6	7	8	9	10	11
1	Andhra Pradesh	Srikakulam	Pathapatnam	Mukhalingam	Mukhalingesvara temple together with adjacent land comprised in part of Survey Plot No. 40.	Part of survey Plot No. 40 as shown in the plan reproduced below.	40 Cents.	<p><i>North:</i> Remaining portion of Survey Plot No. 40—Open and habitation areas.</p> <p><i>East:</i> Remaining portion of Survey Plot No. 40—Village road and habitation area.</p> <p><i>South:</i> Remaining portion of Survey Plot No. 40—Habitation area.</p> <p><i>West:</i> Remaining portion of Survey plot No. 40—Habitation area and ancient mound.</p>	Government.	The temple is under worship.

# SITE PLAN OF MUKHALINGESVARA TEMPLE

5 0 5 10 15 METRES 20 0 20 40 FEET

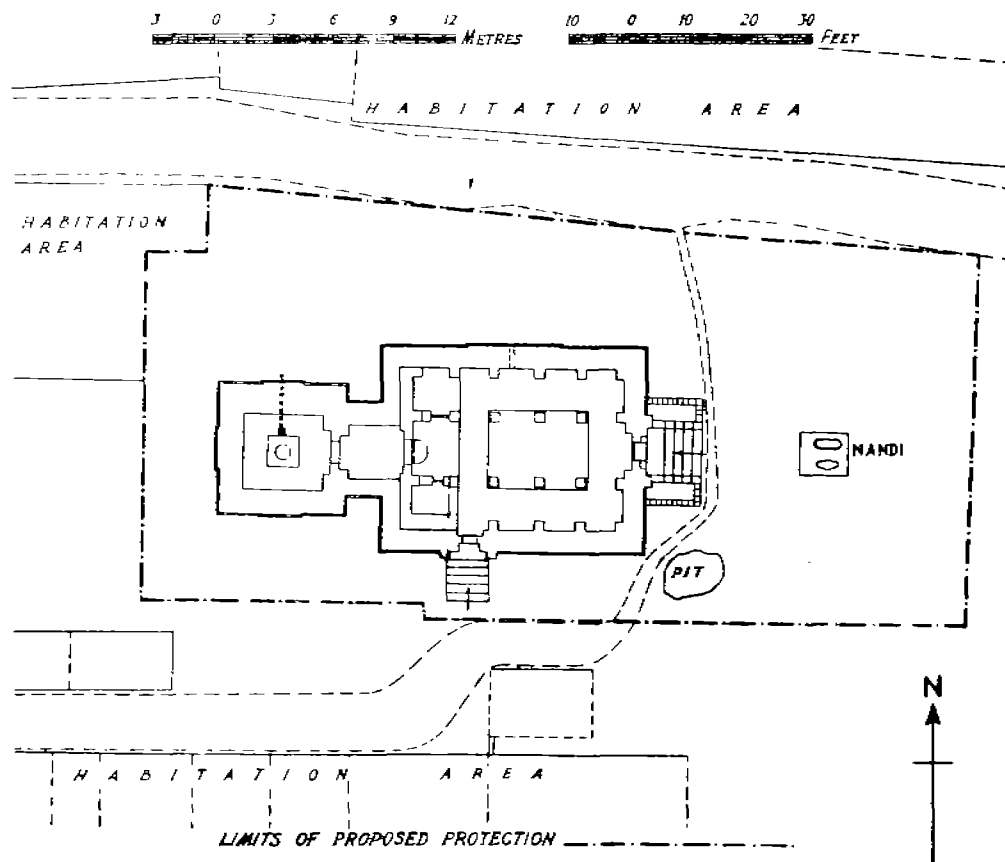


SCHEDULE

Sl. No.	State	District	Tehsil	Locality	Name of monument/ site.	Revenue plot number to be included under protection.	Area	Boundaries	Owner- ship	Remarks
1	2	3	4	5	6	7	8	9	10	11
1	Andhra Pradesh	Srikakulam	Pathapatnam	Mukhalingam	Bhimesvara temple together with adjacent land comprised in part of survey plot No. 40.	Part of survey plot No. 40 as shown in the plan reproduced below.	20 Cents.	<p><i>North:</i> Remaining portion of survey plot No. 40—Village road.</p> <p><i>East:</i> Remaining portion of survey plot No. 40—Open area.</p> <p><i>South:</i> Remaining portion of survey plot No. 40—Open area and habitation area.</p> <p><i>West:</i> Remaining portion of survey plot No. 40—Open area and habitation area.</p>	Gov-ernment.	The temple is under worship.



# SITE PLAN OF BHIMESVARA TEMPLE AT MUKHALINGAM



[No. F. 4-2/64-C1.]

L.W. DHUME, Dy. Secy.

**MINISTRY OF FOOD AND AGRICULTURE****(Department of Agriculture)***New Delhi, the 30th June 1964*

**S.O. 2391.**—In exercise of the powers conferred by Section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (1 of 1937), the Central Government hereby makes the following rules, the same having been previously published as required by the said Section, namely:—

**THE CORIANDER GRADING AND MARKING RULES, 1964**

**1. Short title and application.**—(1) These rules may be called the Coriander Grading and Marking Rules, 1964.

(2) They shall apply to Coriander (*Coriandrum sativum* L.) (Whole and Powder) produced in India.

**2. Definitions.**—In these rules.—(1) “Agricultural Marketing Adviser” means the Agricultural Marketing Adviser to the Government of India;

(2) “Schedule” means a Schedule appended to these rules.

**3. Grade designation.**—The grade designation to indicate the quality of Coriander shall be as set out in column 1 of each of Schedules II and III.

**4. Definition of quality.**—The quality indicated by the respective grade designations shall be as set out against each grade designation in columns 2 to 7 in Schedule II and 2 to 5 in Schedule III.

**5. Grade designation marks.**—The grade designation mark shall consist of a label specifying the grade designation and bearing the design (consisting of an outline map of India with the word ‘AGMARK’ and the figure of the rising sun with the words ‘Produce of India’ and ‘भारतीय उत्पाद’ resembling the one as set out in Schedule I.

**6. Methods of Marking.**—(1) The grade designation mark shall be securely affixed to each container in a manner approved by the Agricultural Marketing Adviser and shall clearly show the following particulars:

(a) Grade designation.

(b) Variety or trade name in case of Coriander Whole only.

(c) Net weight.

(d) Date of packing.

(2) An authorised packer may, after obtaining the prior approval of the Agricultural Marketing Adviser, mark his private trade mark on a container, in a manner approved by the said officer, provided that the private trade mark does not represent a quality or grade different from that indicated by the grade designation mark affixed to the container in accordance with these rules.

**7. Method of Packing.**—(1) Only sound, clean and dry container made of jute, cloth, paper or polythene shall be used for packing coriander whole. Coriander powder shall be packed either in jute or cloth or paper bags or paper cartons with polythene lining of 300 gauge or a tin plate or glass containers or aluminium foil packs or cellophane bags. Tin plate container may be lined with 150 gauge polythene sheet. The containers shall be free from any insect infestation or fungus contamination and also from any undesirable smell.

(2) The containers shall be securely closed and sealed in a manner approved by the Agricultural Marketing Adviser.

(3) Each package shall contain coriander of one grade designation only.

(4) Suitable number of small containers containing coriander of the same grade designation and from the same lot may be packed in wooden or cardboard cases.

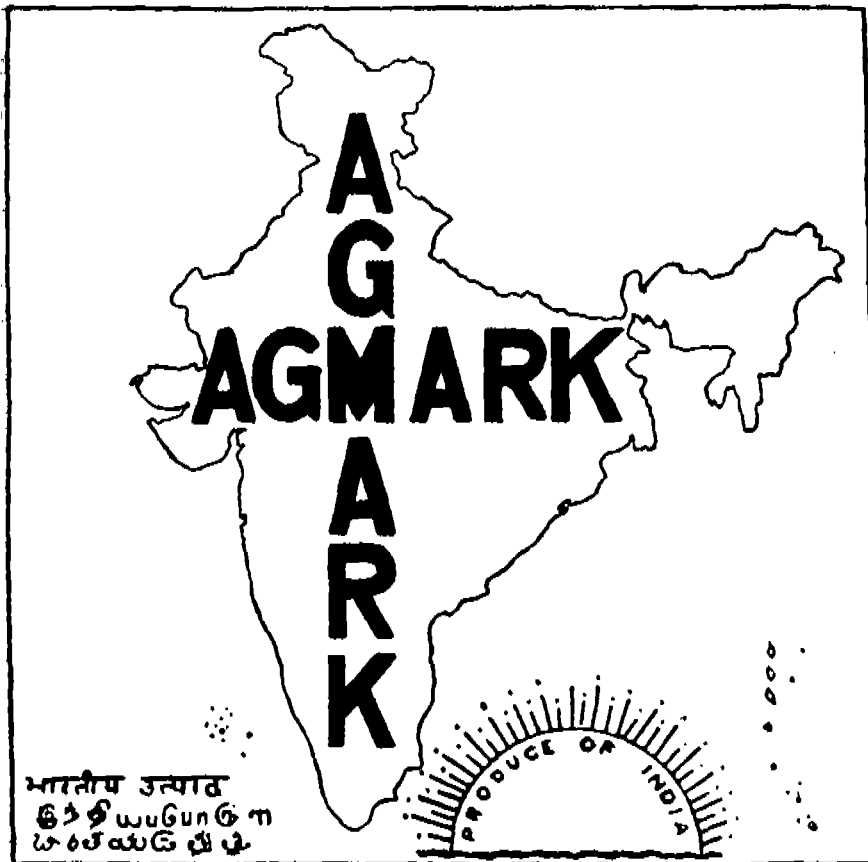
**8. Special conditions of Certificate of Authorisation.**—In addition to the conditions specified in rule 4 of the General Grading and Marking Rules, 1937, the following special conditions shall be observed by packers to the satisfaction of Agricultural Marketing Adviser:

- (1) An authorised packer shall make such arrangements for testing coriander (whole and powder) as may be prescribed by the Agricultural Marketing Adviser and samples of coriander powder shall be forwarded to such Control Laboratories, as may be specified by him from time to time.
- (2) An authorised packer shall provide all facilities, as may be necessary, to the Inspecting Officers, duly authorised by the Agricultural Marketing Adviser in this behalf.

#### SCHEDULE I

(See rule 5)

Design for the Grade designation mark.



NOTE.—The Tamil and Telugu words will not occur in the labels in case where commodities are graded for the purpose of export.

## SCHEDULE II

(See rules 3 and 4)

## Grade designations and definition of quality of Coriander whole (Dhania)

Special Characteristics						
Grade designation	Maximum limits of tolerance					General Characteristics
	Extra- neous matter (percent- age by weight max.)	Split Fruits (% by weight max.)	Damaged disco- loured, and weevilled fruits (% by weight max.)	Shriv- elled and Immature fruits (percent- age by weight max.)	Fruits of other varieties of corian- der (% by weight max.)	
1	2	3	4	5	6	7
Coriander Special	2.0	4.0	1.0	1.0	2.0	Coriander whole shall:—be the dried mature fruits of the plant botanically known as <i>Coriandrum sativum</i> .
Coriander Good	4.0	10.0	2.0	2.0	4.0	(L.) be free from visible mould or insect infestation and other harmful foreign matter.
Coriander Fair	10.0	20.0	6.0	4.0	8.0	be reasonably dry with moisture percentage not exceeding 10% and free from musty odour; have the characteristic size, shape, taste, colour and aroma normal to the species.

## NOTE :

“Extraneous matter”; includes dust, dirt, stones, limbs of earth, chaff, stalks, stem or straw and any other impurities (including other seeds).

“Damaged, discoloured and weevilled fruits are those fruits or split fruits that are internally damaged or discoloured, damage and discolouration materially affecting the quality and includes fruits that are partially or wholly bored or eaten by weevil or other insects.

“Shrivelled and Immature fruits are those fruits that are not properly developed.

“Split fruits” are those fruits that have been split up longitudinally.

Fruits of other varieties of Coriander are those fruits of Coriander variety or varieties other than the main variety.

## SCHEDULE III

(See rules 3 and 4)

## Grade designation and definition of quality of Coriander Powder

Grade Designation	Definition of Quality			General Characteristics
	Special Characteristics			
	Total Ash, percentage (by weight) maximum	Ash Insoluble in HCl. Percentage (by weight) maximum	Moisture (percent by weight) maximum	
1	2	3	4	5
Standard	7.0	1.5	10.0	<p>Powdered coriander shall be the produce obtained by grinding pure, clean, dried fruits of the coriander plant (<i>Coriandrum sativum</i>) only and shall be free from any extraneous matter, added colouring matter and preservatives.</p> <p>It shall also be free from damage by insect, pest and/or fungus contamination or mould growth and from any extraneous or undesirable odour or flavour.</p> <p>It shall pass through a standard 500 micron sieve and nothing shall remain on the sieve.</p>

N.B.—Adopted from I.S. 2444-1963.

[No. F. 17-29/63-AM(ii).]

**S.O. 2392.**—In exercise of the powers conferred by section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (1 of 1937), the Central Government hereby makes the following rules, the same having been previously published as required by the said Section, namely:—

## THE CHILLI POWDER GRADING AND MARKING RULES, 1964

**1. Short title and application.**—(1) These rules may be called the Chilli Powder Grading and Marking Rules, 1964.

(2) They shall apply to Chilli (Lal Mirchi) Powder produced in India.

**2. Definitions.**—In these rules:—

(1) "Agricultural Marketing Adviser" means the Agricultural Marketing Adviser to the Government of India;

(2) "Schedule" means a Schedule appended to these rules.

**3. Grade designation.**—The grade designation to indicate the quality of Chilli Powder shall be as set out in Column 1 of Schedule II.

**4. Definition of quality.**—The quality indicated by the respective grade designations shall be as set out against each grade designation in columns 2 to 7 in Schedule II.

**5. Grade designation marks.**—The grade designation mark shall consist of a label specifying the grade designation and bearing the design (consisting of an outline map of India with the word 'AGMARK' and the figure of the rising sun, with the words 'Produce of India' and ' भारतीय उत्पाद ' resembling the one as set out in Schedule I.

**6. Methods of Marking.**—(1) The grade designation mark shall be securely affixed to each container in a manner approved by the Agricultural Marketing Adviser, and shall clearly show the following particulars:—

(a) Grade designation.

(b) Net weight.

(c) Date of packing.

(2) An authorised packer may, after obtaining the prior approval of the Agricultural Marketing Adviser, mark his private trade mark on a container, in a manner approved by the said officer, provided that the private trade mark does not represent a quality or grade different from that indicated by the grade designation mark affixed to the container in accordance with these rules.

**7. Method of Packing.**—(1) Only sound, clean and dry containers made of jute, cloth, paper or paper cartons with polythene lining of 300 gauge or glass containers or aluminium foil packs or cellophane bags shall be used for packing. Tin containers may be lined with 150 gauge polythene sheet. They shall be free from any insect infestation or fungus contamination and also free from any undesirable smell.

(2) The containers shall be securely closed and sealed in a manner approved by the Agricultural Marketing Adviser.

(3) Each package shall contain chilli powder of one grade designation only.

(4) Suitable number of small containers containing Chilli Powder of the same grade designation and from the same lot, may be packed in wooden or cardboard cases.

**8. Special conditions of Certificate of Authorisation.**—In addition to the conditions specified in rule 4 of the General Grading and Marking Rules, 1937, the following special conditions shall be observed by packers to the satisfaction of the Agricultural Marketing Adviser:—

(1) An authorised packer shall make such arrangements for testing chilli powder as may be prescribed by the Agricultural Marketing Adviser and samples thereof shall be forwarded to such control laboratories as may be specified by him from time to time.

(2) An authorised packer shall provide all facilities, as may be necessary for sampling, testing etc. to the Inspecting Officers, duly authorised by the Agricultural Marketing Adviser in this behalf.

SCHEDULE I

(See rule 5)

*Design for the Grade designation mark*



NOTE.—The Tamil and Telugu words will not occur in the labels in case where commodities are graded for the purpose of export.

## SCHEDULE II

(See rules 3 and 4)

## Grade designation and definition of quality of powdered chillies

Grade designation	Definition of Quality					General Characteristics
	Special Characteristics					
	Total Ash percent- age (by weight) maxi- mum	Ash Insoluble in HCl. percent- age (by weight) max.	Crude Fibre percent- age (by weight) maxi- mum	Non-volatile Ether percent- age (by weight) mini- mum	Moisture percent- age (by weight) maxi- mum	
1	2	3	4	5	6	7
Standard . . . . .	8.00	1.25	30.0	12.00	10.00	Powdered chillies shall be the product obtained by grinding pure, clean, dried, ripe fruits of the genus <i>Capsicum</i> only and shall be free from extraneous matter.  It shall also be free from damage by insect infestation and/or fungus contamination, mould growth, added colouring matter, oils, flavouring matter and preservatives and other foreign substances of substitutes and from any extraneous or undesirable odour or flavour. It shall pass through a standard 500 micron sieve and nothing shall remain on the sieve.

N.B.—Adopted from IS. 2445—1963.

[No. F. 17-29/63-AM(i).]

**S.O. 2393.**—In exercise of the powers conferred by Section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (1 of 1937) the Central Government hereby makes the following rules, the same having been previously published as required by the said Section, namely:—

## 1. THE CUMIN SEEDS GRADING AND MARKING RULES, 1964

1. **Short title and application.**—(1) These rules may be called the Cumin Seeds Grading and Marking Rules, 1964.

2. (2) They shall apply to Cumin Seeds (*Cuminum cyminum* L) produced in India.



**2. Definitions.**—In these rules,—

- (1) "Agricultural Marketing Adviser" means the Agricultural Marketing Adviser to the Government of India;
- (2) "Schedule" means a Schedule appended to these rules.

**3. Grade Designation.**—The grade designation to indicate the quality of cumin seeds shall be as set out in column 1 of Schedule II.

**4. Definition of quality.**—The quality indicated by the respective grade designations shall be as set out against each grade designation in columns 2 to 6 in the said Schedule.

**5. Grade designation marks.**—The grade designation mark shall consist of a label specifying the grade designation and bearing the design (consisting of an outline map of India with the word 'AGMARK' and the figure of the rising sun, with the words 'Produce of India' and ('भारतीय उत्पाद') resembling the one as set out in Schedule I.

**6. Methods of Marking.**—(1) The grade designation mark shall be securely affixed to each container in a manner approved by the Agricultural Marketing Adviser and shall clearly show the following particulars:—

- (a) Grade designation.
- (b) Variety or trade name.
- (c) Net weight.
- (d) Date of packing.

(2) An authorised packer may, after obtaining the prior approval of the Agricultural Marketing Adviser, mark his private trade mark on a container, in a manner approved by the said officer, provided that the private trade mark does not represent a quality or grade different from that indicated by the grade designation mark affixed to the container in accordance with these rules.

**7. Method of Packing.**—(1) Only sound, clean and dry containers made of jute, cloth paper or polythene shall be used for packing. They shall be free from any insect infestation or fungus contamination and also free from any undesirable smell.

(2) The containers shall be securely closed and sealed in a manner approved by the Agricultural Marketing Adviser.

(3) Each package shall contain cumin seeds of one grade designation only.

**8. Special conditions of Certificate of Authorisation.**—In addition to the conditions specified in rule 4 of the General Grading and Marking Rules, 1937, the following special conditions shall be observed by packers to the satisfaction of the Agricultural Marketing Adviser:—

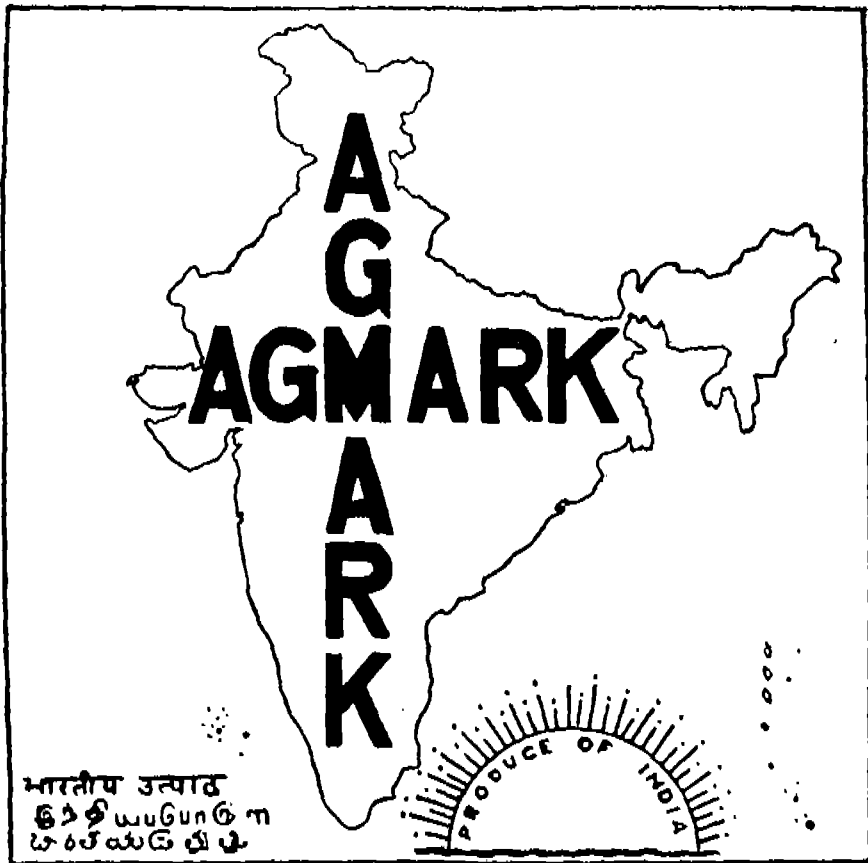
- (1) An authorised packer shall make such arrangements for testing cumin seeds, as may be prescribed from time to time by the Agricultural Marketing Adviser.
- (2) An authorised packer shall provide all facilities, as may be necessary, to the Inspecting Officers, duly authorised by the Agricultural Marketing Adviser in this behalf.

## SCHEDULE I

(See rule 5)

Design for the grade designation mark.

## MAP OF INDIA



NOTE.—The Tamil and Telugu words will not occur in the labels in case where commodities are graded for purpose of export.

## SCHEDULE II

(See Rules 3 and 4)

## Designations and Definition of Quality of Cumin Seeds.

Grade Designation	Special Characteristics				General Characteristics
	Maximum limit of tolerance				
	Extraneous matter % by weight max.	Other seeds % by weight. max.	Damaged, discoloured and weevilled seeds % by weight max.	Shrivelled and immature seeds % by weight maximum	
1	2	3	4	5	6
Cumin Special . . .	2.0	1.0	2.0	1.5	(a) Cumin seeds shall be the dried fruits of the plant botanically known as <i>Cuminum cyminum</i> L.
Cumin Good . . .	5.0	3.0	4.0	3.0	(b) It shall be free from visible mould or insect infestation and other harmful foreign matter.
Cumin Fair . . .	7.0	5.0	6.0	4.0	(c) It shall be reasonably dry with moisture percentage not exceeding 10% and free from musty odour. (d) It shall have the characteristics size, shape, colour, taste and aroma normal to the species.

## NOTE:—

"Extraneous matter", includes dirt, dust, stone pieces, stalks, stem or straw or any other impurity.

"Other seeds" include seeds other than that of Cumin.

Damaged and Discoloured Seeds are those seeds that are internally damaged and discoloured, damage and discolouration materially affecting the quality.

Weevilled Seeds are those seeds that are partially or wholly bored or eaten by weevil or other insects.

Shrivelled and Immature seeds are those seeds that are not properly developed.

N.B.—Adopted from IS: 2447-1963.

[No. F. 17-29/63-AM(iii).]

**S.O. 2394.**—In exercise of the powers conferred by section 3 of the Agricultural Produce (Grading and Marking) Act, 1937 (I of 1937), the Central Government hereby makes the following rules, the same having been previously published as required by the said section, namely:—

## THE PALMYRA FIBRE GRADING AND MARKING RULES, 1964.

1. **Short Title and Application.**—(1) These rules may be called the Palmyra Fibre (Grading and Marking) Rules, 1964.

(2) They shall apply to palmyra fibre obtained from palms (*Borassus umbra-culifera*, Linn) produced in India.

**2. Definitions.**—In these rules—

- (i) 'Agricultural Marketing Adviser' means the Agricultural Marketing Adviser to the Government of India;
- (ii) 'Schedule' means a Schedule appended to these rules.

**3. Grade Designations.**—Grade designations to indicate the quality of palmyra fibre shall be as set out in column 1 of Schedules II and III.

**4. Definition of Quality.**—The quality indicated by the respective grade designations shall be as set out against each grade designation in columns 2 to 5 of Schedules II and III.

**5. Grade Designation Marks.**—The grade designation mark shall consist of a label specifying the grade designation and bearing a design (consisting of an outline map of India with the word 'AGMARK' and the figure of the rising sun, with the words 'Produce of India' and { 'भारतीय उत्पाद' ) resembling the one as set out in Schedule I.

**6. Method of Marking.**—(i) The grade designation mark shall be securely affixed to each package in a manner approved by the Agricultural Marketing Adviser and shall clearly show the following particulars, namely:—

- (a) Grade designation.
- (b) Trade description.
- (c) Year of harvest.
- (d) Date of packing.

(ii) An authorised packer may after obtaining the prior approval of the Agricultural Marketing Adviser, mark his private trade mark on the package, in a manner approved by the said Officer, provided that the private trade mark does not represent quality or grade of palmyra fibre different from that indicated by the grade designation mark affixed to the package in accordance with these rules.

**7. Method of Packing.**—(i) Palmyra fibre shall be packed in bales or ballots of such weights as may be approved by the Agricultural Marketing Adviser.

(ii) Each package shall contain fibre of one grade designation only.

(iii) Each package shall contain fibres of only one length or an assortment of not more than three lengths in equal proportions when required.

(iv) Only sound, clean and dry packing material such as may be approved by the Agricultural Marketing Adviser shall be used for packing of palmyra fibres.

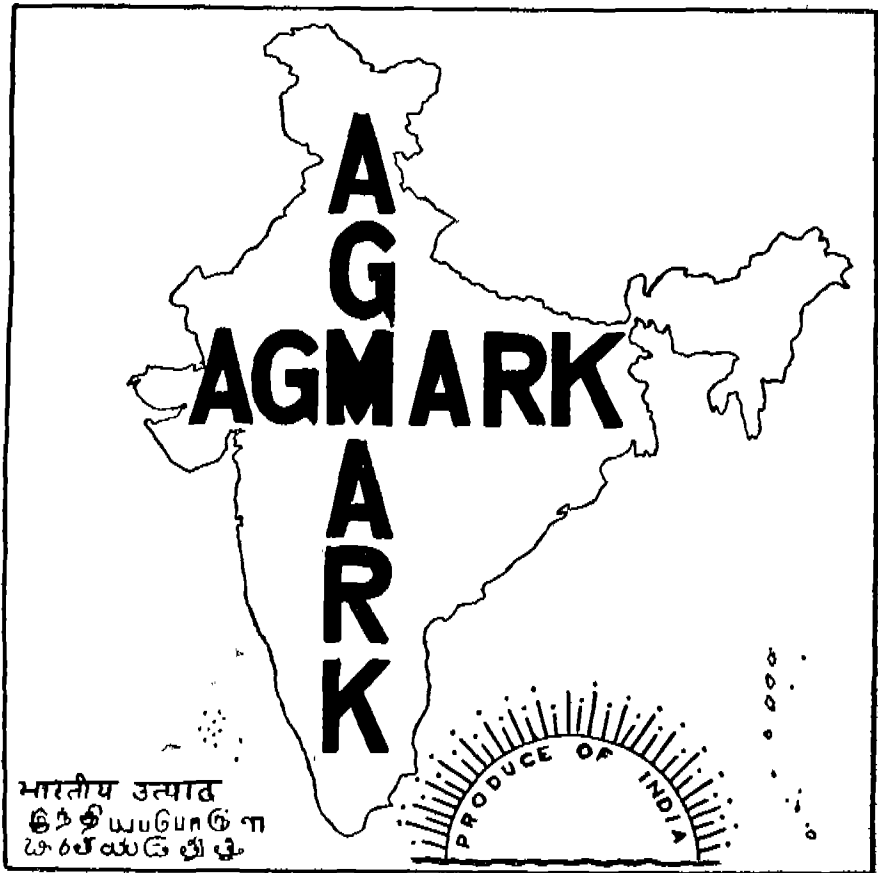
**8. Special Conditions of Certificate of Authorisation.**—In addition to the conditions specified in rule 4 of the General Grading and Marking Rules, 1937, the following special conditions shall be observed by the packers to the satisfaction of the Agricultural Marketing Adviser, namely.

An authorised packer shall provide all facilities to the Inspecting Officer duly authorised by the Agricultural Marketing Adviser in this behalf for sampling, testing and such other matters as may be necessary.

SCHEDULE I

(See rule 5)

Grade designation Mark for packages of Palmyra Fibre.



Note.—The Tamil and Telugu words will not occur in the labels in case where commodities are graded for the purpose of export.

## SCHEDULE II

(See rules 3 and 4)

Grade designations and definition of quality of "Undyed (Natural) Palmyra Fibre."

Grade designation	Special Characteristics.			General Characteristics
	Colour	Stiffness* (Maximum)	Refraction† (Maximum)%	
I	2	3	4	5
Extra Stiff (ESU)	Dark Blackish @	20	0.25	The fibres shall be reasonably dry.
Prime Stiff (PSU)	Blackish @/a	25	0.25	They shall reasonably be free from knots, spots and splitting. The fibres shall be free from mould.
Medium Stiff (MSU)	Dark Brownish f	30	0.50	
Soft (SFU)	Brownish to Whitish.	40	1.00	

\*As represented by the number of fibres of 2.5 cm length per 10 gms.

†Shall include pithy matter, dirt, dust and other foreign matter.

@ May include not more than 5% of stiff brownish to whitish fibres.

a May include not more than 20% of medium stiff brownish to whitish fibres.

f May include not more than 25% of soft brownish to whitish fibres.

For accidental errors in grading, a tolerance of 5% will be admissible in respect of stiffness.

## SCHEDULE III

(See rules 3 and 4)

Grade designations and definition of Quality of "Dyed Palmyra Fibre"

Grade designation	Special Characteristics.			General Characteristics
	Colour	Stiffness* (Maximum)	Refraction† (Maximum) %	
I	2	3	4	5
Extra Stiff Black (ESD)	Black.	20	0.25	The fibre shall be reasonably dry and be free from moulds.
Prime Stiff Black (PSD)	"	25	0.25	
Medium Stiff Black (MSD)	"	30	0.50	
Soft Black (SFD)	"	40	1.00	
Extra Stiff Brown (ESB)	Brown.	20	0.25	
Prime Stiff Brown (PSB)	"	25	0.25	
Medium Stiff Brown (MSB)	"	30	0.50	
Soft Brown (SFB)	"	40	1.00	

\*As represented by the number of the fibres of 2.5 cm length per 10 gms.

†Shall include pithy matter, dirt, dust and other foreign matter.

For accidental errors in grading, a tolerance of 5% will be admissible in respect of stiffness.

For accidental errors in grading presence of brownish fibres in black colour fibres and *vice versa* will be admissible to the extent of 5%.[No. F. 17-30/63-AM.]  
R. R. GUPTA, Under Secy.

## (Department of Agriculture)

## CORRIGENDUM

*New Delhi, the 30th June 1964*

**S.O. 2395.**—In the Schedule of Tariff Values for 1964-65, notified as S.O. 2183 dated the 18th June, 1964:

- (i) in column 2, under "Hides, raw—" at S. No. 10, for the words "Buffalow hides", substitute the words "Buffalo hides";
- (ii) in column 4, for the figures "3.55", indicated as the tariff value for 1964-65 for 'Buffalo hides (excluding calf skins): (ii) Salted', substitute the figures "2.35".
- (iii) incolumn 4, for the figures "2.55", indicated as the tariff value for 1964-65 for "Cow hides (excluding calf skins): (ii) Salted", substitute the figures "3.55".
- (iv) in column 2, under S. No. 16, below the word "Cardamom:" for the existing entry "(i) Big (ELAICHI)", substitute the following entry "(i) Big (ELAICHA)".

[No. 4-1/64-C(E).]

N. RANGANATHAN, Under Secy.

## (Department of Agriculture)

## (I.C.A.R.)

*New Delhi, the 1st July 1964*

**S.O. 2396.**—Under Section 4(v) of the Indian Cotton Cess Act, 1923 (14 of 1923) the Central Government are pleased to appoint Shri Ratilal Maneckji, Proprietor, Ratilal Manekji Ginning and Pressing Factory, Burhanpur (M.P.) as member of the Indian Central Cotton Committee, Bombay, upto 31-3-1967 to represent the cotton manufacturing or cotton ginning industry in Madhya Pradesh State.

[No. 1-11/64-Com.III.]

**S.O. 2397.**—Under Section 4(x) of the Indian Cotton Cess Act, 1923 (14 of 1923), the Central Government are pleased to appoint Shri R. M. Deshmukh, Morshi Road, Amravati to be member of the Indian Central Cotton Committee, Bombay upto 31st March, 1965.

[No. 1-7/63-Com. III.]

*New Delhi, the 2nd July 1964*

**S.O. 2398.**—The Government of Andhra Pradesh having nominated the Director of Agriculture, Andhra Pradesh, Hyderabad under Section 4(e) of the Indian Oilseeds Committee Act 1946 as a member of the Indian Central Oilseeds Committee to represent the State Government and Sarvashri K. Janardhan Reddy, District Mahbubnagar and C. Putta Reddy, District Chittoor under Section 4 (f) of the Indian Oilseeds Committee Act 1946 (9 of 1946), as members of the Indian Central Oilseeds Committee to represent the oilseeds growers of the State, Central Government hereby notifies that the said Director of Agriculture, Andhra Pradesh and Sarvashri K. Janardhan Reddy and C. Putta Reddy shall be members of the Committee for the term ending 31st March, 1967.

[No. 8-5/64-Com.III.]

*New Delhi, the 3rd July 1964*

**S.O. 2399.**—In pursuance of Section 4(m) of the Indian Oilseeds Committee Act, 1946 (9 of 1946), the Central Government hereby appoint Shri G. V. Swaika, 18-B, Brabourne Road, Calcutta, as a member of the Indian Central Oilseeds Committee, to represent the exporters of oilseeds and oilseed products, for the period ending 31st March, 1966, vice Shri Ratilal M. Gandhi resigned.

[No. 8-7/63-Com. III.]

S.O. 240.—In pursuance of the provisions of Rule 26(4) of the Indian Oilseeds Committee Rules, 1947, framed under Section 17 of the Indian Oilseeds Committee Act, 1946 (9 of 1946), the Central Government hereby publish the audited accounts of the Indian Central Oilseeds Committee for the year 1962-63 together with the auditor's report thereon :—

*Statement of Account of Receipts and Expenditure for the year ending 31st March, 1963.*

RECEIPTS	Amount	Total	PAYMENT	Amount	Total
	Rs. nP.	Rs. nP.		Rs. nP.	Rs. nP.
Opening Balance on 1-4-1962 :					
Bank . . . . .	84,11,296.41		A. Administration of Indian Central Oilseeds Committee . . . . .		3,94,799.08
Imprest cash . . . . .	252.00		B. Travelling allowance to Members . . . . .		30,624.89
Securities . . . . .	22,65,562.50	1,06,77,110.91			
Cess collections under Section 3(2) of the Indian Oilseeds Committee Act, 1946.		21,98,382.93	C. Measures taken for promoting Agricultural Research . . . . .		9,09,953.63
Interest on investment . . . . .		68,500.00	D. Measures taken for promoting Technological Research . . . . .		4,04,097.53
Profit on investments . . . . .		52,637.50	E. Measures taken for promoting Marketing . . . . .		93,508.35
Miscellaneous receipts . . . . .		8,695.87	F. Measures taken for promoting Village Oil Industry . . . . .		247.05
Receipts from Research Schemes financed by the Indian Central Oilseeds Committee . . . . .		32,513.78	G. Subsidies for publications . . . . .		..
Recovery of unspent balances of grants for schemes financed by the Indian Central Oilseeds Committee . . . . .		1,09,473.44	H. Deposits and Advances refundable . . . . .		4,941.00
Recovery of unspent balance of grants by Category 'A' Schemes . . . . .		..	I. Construction of Office building etc. . . . .		1,99,960.50
			Amount spent from Committee's funds on account of Category 'A' Schemes financed by the Government of India and the Council of Scientific and Industrial Research (new Expenditure)		20,38,132.03
<i>Recovery of deposits and advances Refundable</i>					
(a) Conveyance etc. . . . .	1,558.92		(a) Agricultural Research . . . . .	2,94,216.79	
(b) Pay etc. . . . .	..		(b) Technological Research . . . . .	3,78,743.73	6,72,960.52
(c) Festivals . . . . .	3,645.00				
(d) Floods . . . . .	230.00				
(e) Loans advanced under schemes . . . . .	12,800.00	18,233.92			
Rent from Indian Central Oilseeds Committee Estate . . . . .		10,067.68	TOTAL from 'A' to 'I' . . . . .		27,11,092.55



Indian Oilseeds Journal and Bharatiya Telhan Patrika sale and subscription . . .	3,792.94	closing balance on 31st March, 1963 :	
Receipts from publications . . .	14,605.85	(a) Investment of funds as on 31-3-1963	
Receipts towards advertisement in Indian Oilseeds Journal and Bharatiya Telhan Patrika . . .	1,471.50	(1) 3% conversion loan 1946-1986 . . .	4,96,093.75
Receipts towards advertisement in Indian Oilseeds Directory . . .	4,731.44	(2) 3% Government of India loan 1964 . . .	4,62,968.75
Grant from the Government of India being the share on Category 'A' Schemes (New Expenditure) during the Third Five Year Plan . . .	*5,00,000.00	(3) 3% Government of India loan 1963-65 . . .	4,62,187.50
		(4) 3-1/2% National Plan loan 1964 . . .	1,97,000.00
		(5) Post Office National Savings Certificates . . .	1,00,000.00
		(6) National Defence Bonds 1972 . . .	58,00,000.00
		(7) 10 years National Defence Deposit Certificates . . .	1,00,000.00
		(8) 12 Years National Defence Certificates . . .	1,00,000.00
Re-imbursement of the amount spent from Committee's Funds being the share of Council of Scientific and Industrial Research for the year 1961-62 in respect of the projects on Technological Research on Vegetable Oilseeds and oils during the Third Five Year Plan (New Expenditure)—Category 'A' Schemes . . .	18,988.14	TOTAL . . . . .	77,18,250.00
		(b) Cash in Bank . . . . .	32,89,661.35
		(c) Imprest Cash . . . . .	252.00
		TOTAL (a), (b) and (c) . . . . .	1,10,08,163.35
GRAND TOTAL OF RECEIPTS . . . . .	1,37,19,255.90	GRAND TOTAL OF PAYMENT . . . . .	1,37,19,255.90

\*CSIR Share for the year 1962-63 has not been received.

Sd/- M.S. PATEL,  
Secretary,  
Indian Central Oilseeds Committee.

I have examined the foregoing accounts of the Indian Central Oilseeds Committee, Hyderabad for 1962-63. I have obtained all the information and explanations that I have required and subject to the observations in the separate Audit Report/Note/Comments. I certify as a result of my audit that in my opinion, these accounts are properly drawn up so as to exhibit a true and fair view of the state of affairs of the Concern according to the best of my information and explanations given to me as shown by the books of the concern.

Sd/- P.K. RAU,  
Accountant General,  
Commerce, Works & Miscellaneous,  
New Delhi.

*Audit Report on the accounts of the Indian Central Oilseeds Committee, Hyderabad for the year 1962-63*

The Indian Central Oilseeds Committee was constituted in May 1947 under the Indian Oilseeds Committee Act, 1946. The main source of Income of the Committee is the cess/levied under Sec. 3(2) of this act. Besides, grants are paid by the Central Government and certain other institutions e.g. Council of Scientific and Industrial Research etc. for research purposes.

2. An analysis of the receipts and expenditure of the Committee for the year 1962-63 is given below by main heads:—

(In lakhs of rupees)

Receipts		Expenditure	
1. Receipts from cess collected under Sec. 3(2) of I.C.O.C. Act. 1946	21.98	1. Administrative expenditure	4.25
2. Interest on investments	0.69	Expenditure on research scheme	—
		(i) undertaken by the Committee	6.73
		(ii) Undertaken by other agencies, mainly State Governments	13.14
3. Grants received from		3. Expenditure on measures taken for marketing	0.94
(i) Government of India	5.00		
(ii) C.S.I.R.	0.19	4. Deposit and advances	0.05
4. Receipts from research scheme financed by I.C.O.C.	0.33	5. Construction of office building	2.00
5. Recovery of unspent balances of grants for schemes financed by I.C.O.C.	1.09		
6. Recovery of deposits and advances refundable	0.18	6. Excess of receipts over expenditure	3.32
7. Rent from I.C.O.C. Estate	0.10		
8. Sale of publications, Indian Oilseeds journal subscriptions and advertisement receipts	0.25		
9. Profit on investments	0.53		
10. Misc. receipts	0.09		
TOTAL	30.43		30.43

3. According to the Audit certificates received in respect of completed schemes, sums totalling Rs. 1,69,625 remained unutilised with State Governments out of grants given to them by the Committee, and were pending recovery in November, 1963.

Sd./- P. K. RAU,  
Accountant General.

[No. 8-35/63-Com.III.]

New Delhi, the 4th July 1964

**S.O. 2401.**—In exercise of the powers conferred by sub-section 5(ix) of Section 4 of the Indian Lac Cess Act, 1930, as amended from time to time, the Central Government is pleased to nominate Shri D. P. Bhadam, Director, M/S. Indian Mica and Macanite Industries Ltd., Jhumri Telaiya, District Hazaribagh to represent Lac Consuming Industry on the Advisory Board of the Indian Lac Cess Committee upto 31st March, 1967.

[No. 3-46/63-Com.IV.]

N. L. GUPTA, Under Secy.

## MINISTRY OF PETROLEUM &amp; CHEMICALS

New Delhi, the 27th June 1964

**S.O. 2402.**—Whereas it appears to the Central Government that it is necessary in the public interest that for the transport of petroleum from the Ankleshwar Oil field in Gujarat State to Baroda in Gujarat State, pipelines should be laid by the Oil and Natural Gas Commission and that for the purpose of laying such pipelines, it is necessary to acquire the right of user in the land described in the Schedule annexed hereto;

2. Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby declares its intention to acquire the right of user therein.

3. Any person interested in the said land may, within 21 days from the date of this notification, object to the laying of the pipelines under the land to the competent authority at Elampetco, 4th Floor, Sayajiganj, Opp. College Lokmanya Tilak Road, Baroda in the office of the Gujarat Pipeline Project, Oil and Natural Gas Commission. Every person making such an objection shall also state specifically whether he wishes to be heard in person or by a legal practitioner.

## SCHEDULE

State—Gujarat				District—Broach		Taluka—Ankleshwar		
Village				Survey No.	Acre	Guntha	Sq. Yds.	
Piludra	.	.	.	243	0	18	0	
"	.	.	.	242	0	14	103	
"	.	.	.	241	0	13	84	
"	.	.	.	238	1	6	3	

[No. 31(38)/63-ONG.]

**S.O. 2403.**—Whereas by a notification of the Government of India in the Ministry of Petroleum and Chemicals S.O. No. 1413, dated the 14th April 1964 under sub-section (1) of Section 3 of the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government declared its intention to acquire the right of user in the lands specified in the Schedule appended to that notification for the purpose of laying pipelines;

And whereas the competent authority has, under sub-section (i) of section 6 of the said Act, submitted report to the Government;

And, whereas, the Central Government has, after considering the said report, decided to acquire the right of user in the lands specified in the Schedule appended to this notification;

Now, therefore, in exercise of the powers conferred by sub-section (i) of section 6 of the said Act, the Central Government hereby declares that the right of user in the said lands specified in the Schedule appended to this notification is hereby acquired for laying the pipelines and in exercise of the powers conferred by sub-section (4) of that section, the Central Government directs that the right of user in the said lands, shall instead of vesting in the Central Government, vest on the date of the publication of this declaration in the Oil and Natural Gas Commission free from all encumbrances.

## SCHEDULE

State—Gujarat	District—Breach	Ta'uka—Breach		
Village	Survey No.	Acre	Guntha	Sq. Yds.
Maktampur . . . . .	64	0	22	115
„ . . . . .	65	0	0	56
„ . . . . .	83	1	1	9
„ . . . . .	Panchayat Road between 83 & 65	0	3	111
Kasakpatti . . . . .	36	1	5	116
Bholav . . . . .	71	0	6	41
„ . . . . .	69	1	15	11
Nandelav . . . . .	18	1	3	11
Rahadpuer . . . . .	3	1	6	18
„ . . . . .	Railway	0	8	59
„ . . . . .	10	0	23	64
„ . . . . .	Road	1	3	21
„ . . . . .	1	0	33	28

[No. 31(38)/63-ONG-II.]

*New Delhi, the 1st July 1964*

**S.O. 2404.**—Whereas it appears to the Central Government that it is necessary in the public interest that the transport of petroleum from the Ankleshwar Oil Field in Gujarat State to Uttran in Gujarat State, pipelines should be laid by the Oil and Natural Gas Commission and that for the purpose of laying such pipelines, it is necessary to acquire the right of user in the land described in the schedule annexed hereto:

2. Now, therefore, in exercise of the powers conferred by sub-section (i) of section 3 of the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby declares its intention to acquire the right of user therein.

3. Any person interested in the said land may, within 21 days from the date of this Notification, object to the laying of the pipelines under the land to the Competent Authority at L.M.P. Building, 4th Floor, Sayaji Ganj, Lokmanya Tilak Road, Baroda, in the office of the Gujarat Pipelines Project, Oil and Natural Gas Commission. Every person making such an objection shall also state specifically whether he wishes to be heard in person or by a legal practitioner.

## SCHEDULE

State—Gujarat										District—Surat										Taluka—Olpad									
Village										Survey No.										Acre		Guntha		Sq. Yds.					
Gothan										274										0		11		65					
Mulad										47										0		8		99					
”										50										0		1		41					

[No. 31(38)/63-ONG.]

*New Delhi, the 2nd July 1964*

**S.O. 2405.**—Whereas it appears to the Central Government that it is necessary in the public interest that for the transport of petroleum from the Ankleshwar Oil Field in Gujarat State to Uttran in Gujarat State, pipelines should be laid by the Oil and Natural Gas Commission and that for the purpose of laying such pipelines. It is necessary to acquire the right of user in the land described in the schedule annexed hereto.

2. Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962) the Central Government hereby declares its intention to acquire the right of user therein.

3. Any person interested in the said land may, within 21 days from the date of this Notification, object to the laying of the pipelines under the land to the Competent Authority at L.M.P. Building, 4th floor, Sayaji Ganj, Lokmanya Tilak Road, Baroda, in the office of the Gujarat Pipelines Project, Oil and Natural Gas Commission. Every person making such an objection shall also state specifically whether he wishes to be heard in person or by a legal practitioner.

#### SCHEDULE

State—Gujarat	District—Broach	Taluka—Ankleshwar			
Village	Survey No.	Acre	Guntha	Sq.Yds.	
Piludra . . . . .	270	0	2	77	
Pardi-Idris . . . . .	330	0	17	36	

[No. 31(38)/63-ONG(2).]

**S.O. 2406.**—Whereas it appears to the Central Government that it is necessary in the public interest that for the transport of petroleum from the Ankleshwar Oil Field in Gujarat State to Uttran in Gujarat State, pipelines should be laid by the Oil and Natural Gas Commission and that for the purpose of laying such pipelines. It is necessary to acquire the right of user in the land described in the schedule annexed hereto:

2. Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962) the Central Government hereby declares its intention to acquire the right of user therein.

3. Any person interested in the said land may, within 21 days from the date of this Notification, object to the laying of the pipelines under the land to the Competent Authority at L.M.P. Building, 4th Floor, Sayaji Ganj Lokmanya Tilak Road, Baroda, in the office of the Gujarat Pipelines Project, Oil and Natural Gas Commission. Every person making such an objection shall also state specifically whether he wishes to be heard in person or by a legal practitioner.

#### SCHEDULE

State—Gujarat	District—Surat	Taluka—Choraisi			
Village	Survey No.	Acre	Guntha	Sq. yds.	
Kosad . . . . .	265	0	8	108	
Do. . . . .	233	0	9	119	
Do. . . . .	224/1	0	9	71	
Do. . . . .	225	0	0	69	

[No. 31(38)/63-ONG.]

*New Delhi, the 3rd July 1964*

**S.O. 2407.**—Whereas it appears to the Central Government that it is necessary in the public interest that for the transport of petroleum between Barauni Refinery in Bihar State to Kanpur in Uttar Pradesh State, a pipeline should be laid by the Indian Refineries Limited and that for the purpose of laying such pipeline, it is necessary to acquire the right of user in land described in the Schedule annexed hereto.

2. Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Petroleum Pipeline (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby declares its intention to acquire the right of user therein.

3. Any person interested in the said land may, within 21 days from the date of this notification, object to the laying of the pipelines under the land to the Competent Authority—Special Land Acquisition Officer, C/o Indian Refineries Limited, P.O. Hathidah, District Patna. Every person making such an objection shall also state specifically whether he wishes to be heard in person or by legal practitioner.

**SCHEDULE**

State—Bihar

District—Patna

Thana—Barh

Village with thana No.	Survey No. (Plot No.)	Extent in acre	Village with thana No.	Survey No. (Plot No.)	Extent in acre
Mazra Balaur No. 29	320	0.03		185	0.135
	387	0.055		186	0.135
	384	0.015			
	386	0.34			
	428	0.39	Bahranwan No. 64	40	0.005
	427	0.41		33	0.13
	426	0.415		39	0.075
	444	0.035		38	0.10
Hasanchak No. 63	325	0.105		43	0.23
	324	0.09		44	0.33
	323	0.08		46	0.47
	322	0.085		49	0.48
	321	0.145		87	0.21
	320	0.075		86	0.14
	319	0.025		89	0.03
	318	0.03		90	0.90
	317	0.10		92	0.17
	313	0.035		113	0.46
	312	0.02		185	0.62
	314	0.035		184	0.11
	311	0.015		183	0.305
	310	0.03		168	0.215
	307	0.05		169	0.11
	304	0.08		173	0.29
	305	0.06		88	0.11
	262	0.05		174	0.005
	263	0.17	Birhana No. 70	7124	0.04
	245	0.22		2812	0.09
	246	0.03		2813	0.015
	244	0.065		2811	0.16
	239	0.055		2810	0.23
	243	0.08		2807	0.21
	241	0.045		2805	0.29
	240	0.055		2804	0.095
	237	0.12		2802	0.19
	236	0.10		7106	0.04
Hasanchak No. 63—contd.	163	0.02		2801	0.02
	166	0.71		2800	0.07
	177	0.58			

Village with thana No.	Survey No. (Plot No.)	Extent in acre	Village with thana No.	Survey No. Plot No.	Extent in acre
Birhana No. 70 —contd.	2799	0.065	Birhana No. 70—	5073	0.1
	2798	0.065		5072	0.005
	2743	0.125		5075	0.06
	2744	0.155		5074	0.04
	2754	0.12		5080	0.11
	2745	0.16		5081	0.13
	2753	0.07		4352	0.105
	2746	0.145		4353	0.10
	2747	0.06		4354	0.08
	2748	0.075		4355	0.05
	2750	0.13		4357	0.04
	2749	0.07		4363	0.07
	2793	0.63		4362	0.085
	2870	0.125		4361	0.31
	2871	0.13		4246	0.34
	2872	0.075		4243	0.175
	2873	0.14		4242	0.03
	2906	0.155		4241	0.11
	2909	0.065		4239	0.06
	2910	0.065		4238	0.065
	2916	0.09		4237	0.25
	2915	0.19		4236	0.115
	2913	0.01		4235	0.12
	2958	0.055		4234	0.22
	2956	0.01		4231	0.20
	2957	0.27		4233	0.03
	2959	0.10		4232	0.02
	2960	0.17		4032	0.38
	2961	0.095		4053	0.095
	2982	0.145		4034	0.115
	3031	0.005		4035	0.025
	3030	0.34		4036	0.15
	3029	0.07		4037	0.085
	3028	0.20		4039	0.005
	3027	0.17		4041	0.52
	3018	0.065		4040	0.025
	3049	0.135		3751	0.055
	3026	0.06		3752	0.055
	3025	0.10			
	3050				
	—	0.01	Danishmanchak No. 73	379	0.03
	7094			377	0.015
	3024	0.17		378	0.52
	3061	0.06		374	0.11
	3060	0.13		373	0.025
	3059	0.005		371	0.18
	3062	0.20		370	0.15
	3063	0.045		369	0.015
	3064	0.145		337	0.085
	3065	0.11		336	0.005
	3067	0.015		346	0.08
	3066	0.025		348	0.18
	3056	0.14		355	0.025
	3055	0.02		455	0.015
	3200	0.005			
	3198	0.09	Blatganwan No. 74	685	0.015
	3196	0.005		684	0.025
	3197	0.07		677	0.15
	3199	0.12		676	0.185
	3202	0.10		656	0.115
	3193	0.35		653	0.005
	3191	0.02		654	0.16
	3192	0.18		655	0.325
	3183	0.01		642	0.015
	3184	0.165		622	0.175
	5069	0.31		621	0.185
				617	0.26

Village with thana No.	Survey No. (Plot No.)	Extent in acre	Village with thana No.	Survey No. (Plot No.)	Extent in acre
Bhatganwan No. 74— <i>contd.</i>	623	0·005	Bhatganwan No. 74— <i>contd.</i>	1059	0·18
	607	0·015		1060	0·085
	579	0·02		1061	0·09
	578	0·005		1053	0·06
	760	0·145		1052	0·05
	761	0·10		1047	0·085
	764	0·10		1050	0·05
	765	0·12		1049	0·05
	769	0·06		1048	0·035
	770	0·05		1016	0·08
	772	0·09		1015	0·11
	771	0·015		1017	0·005
	773	0·16		1018	0·005
	559	0·015		1019	0·24
	558	0·02		1009	0·015
	774	0·145		1010	0·14
	777	0·05		1012	0·02
	778	0·15		1011	0·01
	1085	0·075		995	0·19
	1080	0·08		993	0·085
	1086	0·095		992	0·115
	1083	0·17		1659	0·01

[No. 31(47), 63-ONG.]

**S.O. 2408.**—Whereas it appears to the Central Government that it is necessary in the public interest that for the transport of petroleum between the Gujarat Refinery, Baroda in Gujarat State to Ahmedabad in Gujarat State, pipelines should be laid by the Oil and Natural Gas Commission and that for the purpose of laying such pipelines, it is necessary to acquire the right of user in the land described in the Schedule annexed hereto;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962) the Central Government hereby declares its intention to acquire the right of user therein.

3. Any person interested in the said land may, within 21 days from the date of this notification, object to the laying of the pipelines under the land to the competent authority at Elampeco, 4th Floor, Sayaji Ganj, Opp. College Lokmanya Tilak Road, Baroda in the office of the Gujarat Pipeline Project, Oil and Natural Gas Commission. Every person making such an objection shall also state specifically whether he wishes to be heard in person or by a legal practitioner.

## SCHEDULE

State—Gujarat	District—Kaira	Taluka—Anand			
Village	Survey No.	Acre	Guntha	Sq. Yds.	
Vadod	606	0	21	119	
Do.	605	0	31	91	
Do.	604/1-B	0	10	11	
Do.	604/1-A	0	18	46	
Do.	Road	0	1	58	
Do.	601/1	0	12	41	
Do.	Road	0	2	23	
Do.	603	0	10	35	
Do.	593/1	0	8	41	
Do.	593/2	0	10	50	
Do.	592	0	3	34	
Do.	594	0	19	65	



Village	Survey No.	Acre	Guntha	Sq. Yds.
Vadod— <i>contd.</i>	515/10 Road }	0	13	83
	515/10 Road }			
Do.	515/9	0	1	86
Do.	515/3	0	2	98
Do.	515/4	0	9	39
Do.	516 Paiki	0	28	50
Do.	517	0	14	56
Do.	Road	0	2	46
Do.	502/1	0	2	85
Do.	502/4	0	6	20
Do.	502/2	0	12	04
Do.	501	0	15	67
Do.	500/1	0	14	10
Do.	Road	0	1	112
Do.	499/1	0	6	52
Do.	449/5	0	9	3
Do.	449/3	0	7	32
Do.	449/4	0	0	44
Do.	450 Paiki	0	5	117
Do.	450 Paiki	0	11	30
Do.	451/1	0	7	24
Do.	451/2	0	7	63
Do.	452/4	0	2	108
Do.	465 Paiki	0	16	16
Do.	465 Paiki	0	1	32
Do.	465 Paiki	0	16	103
Do.	464	0	16	63
Do.	463	0	11	61
Do.	461	0	10	59
Do.	Road	0	5	11
Do.	460	0	6	116
Do.	Road	0	1	42
Do.	459	0	0	64
Do.	257	0	26	113
Do.	258	0	0	27
Do.	256	0	14	49
Do.	261	0	15	83
Do.	263	0	14	17
Do.	Road	0	0	101
Do.	264/1	0	8	113
Do.	264/4	0	5	122
Do.	265	0	4	37
Do.	276/2	0	13	107
Do.	275	0	15	46
Do.	266	0	0	97
Do.	270	0	33	98
Do.	293/3	0	1	87
Do.	269	0	12	10
Do.	68/2	0	3	96
Do.	271/2	0	5	95
Do.	Road	0	6	60
Do.	202	0	11	100
Do.	201	0	22	84
Do.	Road	0	1	89
Do.	200/2	0	26	4
Do.	200/1	0	15	5
Do.	197/1	0	24	114
Do.	198/1	0	5	17
Do.	187	0	15	83
Do.	Road	0	1	11
Do.	49/6	0	11	85
Do.	49/5	0	8	21
Do.	49/4	0	1	42
Do.	49/3	0	0	50
Do.	62 Road	0	0	101
Do.	62/1	0	14	17

Village	Survey No. <sup>1</sup>	Acre	Guntha	Sq. Yds.
Vadod— <i>contd.</i>				
Do.	61	0	6	36
Do.	60/2	0	8	82
Do.	Road	0	2	46
Do.	64	0	14	9
Do.	65	0	35	66
Do.	71	0	0	18
Do.	70	0	26	4
Do.	Road	0	1	3
Do.	68/3	0	10	62
Do.	68	0	8	20
Do.	68/1	0	12	18
Do.	Road	0	1	81
Do.	1423	0	27	62
Do.	1421	0	24	75
Do.	1422/p	0	21	119
Do.	1422/p	0	6	90
Do.	1415	0	12	104
Do.	1417/3	0	9	109
Do.	1417/2	0	11	87
Do.	Road	0	1	35
Vasad	26	0	21	57
Do.	25	0	14	17
Do.	29/1	0	11	100
Do.	29/2	0	8	59
Do.	Road between 29 & 956	0	11	69
Do.	956p	0	14	56
Do.	956p	0	8	5
Do.	15/11	0	5	17
Do.	15/10	0	22	26
Do.	15/13	0	2	98
Do.	15/14	0	0	25
Do.	15/7	0	11	22
Do.	15/9 Road	0	1	0
Do.	15/9	0	6	52
Do.	15/6	0	14	79
Do.	15/1p	0	8	82
Do.	15/1p	0	17	59
Do.	15/1p	0	5	64
Do.	877	0	4	66
Do.	876p	0	11	109
Do.	876p	0	18	109
Do.	878	0	6	39
Do.	867/3	0	23	56
Do.	867/1	0	7	113
Do.	867/2	0	0	85
Do.	Road	0	2	108
Do.	848/2	0	13	18
Do.	848/1	0	4	9
Do.	843	0	7	43
Do.	844	0	6	57
Do.	Do.	0	1	92
Do.	845	0	15	114
Do.	846	0	19	65
Do.	847	0	0	13
Do.	Road	0	1	48
Do.	749/4	0	10	48
Do.	749/3	0	0	3
Do.	750	0	19	106
Do.	751/1	0	18	54
Do.	Road	0	2	49
Do.	758	0	1	16
Do.	791	0	0	87
Do.	790/3	0	9	118
Do.	788		17	12

Village	Survey No.	Acre	Guntha	Sq. Yds.
Vasad—contd.	787	0	16	16
Do.	876	0	16	169
Do.	783/2	0	7	71
Do.	783/1	0	16	33
Do.	781	0	12	27
Do.	782	0	0	45
Do.	Road	0	3	34
Do.	675	0	13	0
Do.	677	0	13	53
Do.	680p	0	10	75
Do.	680p	0	0	57
Do.	682p	0	7	16
Do.	681	0	15	35
Do.	688	0	1	89
Do.	Road	0	1	22
Do.	661/3	0	5	90
Do.	660	0	27	39
Do.	659	0	5	64
Do.	658	0	13	29
Do.	647	0	18	93
Do.	641	0	4	45
Do.	640/2	0	20	61
Do.	639/3	0	25	2
Do.	638/1	0	0	18
Do.	Road	0	0	43
Hadgud	28/2	0	16	8
Do.	28/1	0	5	30
Do.	29/1	0	16	55
Do.	29/2	0	10	18
Do.	24	0	16	40
Do.	23	0	3	113
Do.	Road	0	1	34
Do.	32	0	10	89
Do.	33/2	0	16	85
Do.	33/1	0	3	17
Do.	42	0	16	94
Do.	37	0	5	42
Do.	38	0	7	100
Do.	39	0	1	83
Do.	41/1	0	10	73
Do.	41/2	0	4	78
Do.	Road	0	5	41
Do.	Road	0	1	3
Do.	61	0	11	85
Do.	60/2	0	9	62
Do.	60/1	0	18	78
Do.	59/2	0	0	23
Do.	59/1	0	11	83
Do.	Road	0	1	3
Do.	64	0	0	39
Do.	65/2	0	10	6
Do.	65/1	0	17	113
Do.	68	0	32	79
Napad (Vanto)	629	0	3	27
Do.	628	0	21	65
Do.	V.p. Road	0	1	35
Do.	626	0	7	71
Do.	609	0	19	63
Do.	608	0	28	55
Do.	601p	0	18	0
Do.	601p	0	6	52
Do.	598	0	29	30
Do.	597	0	7	86
Do.	V.P. Road	0	1	3

Village	Survey No.	Acre	Guntha	Sq. yds.
Adas	Road	0	0	62
Do.	130	0	25	117
Do.	133/1	0	17	106
Do.	133/2	0	24	13
Do.	Road	0	1	42
Do.	152	0	16	11
Do.	151	0	0	100
Do.	150	0	23	56
Do.	146/1A	0	4	5
Do.	146/1B	0	4	29
Do.	146/2	0	14	17
Do.	149	0	13	91
Do.	147/1	0	5	43
Do.	148	0	4	54
Do.	165	0	13	76
Do.	145	0	13	76
Do.	Road	0	3	104
Do.	460/2	0	9	20
Do.	461	0	2	49
Do.	462	0	21	68
Do.	465/1	0	3	92
Do.	453	0	10	73
Do.	454	0	7	86
Do.	446/1	0	8	83
Do.	446/2	0	6	44
Do.	445/1	0	9	77
Do.	Road	0	1	3
Do.	444	0	14	64
Do.	441	0	12	10
Do.	442	0	12	10
Do.	430/2	0	7	47
Do.	429/1+2+3	0	20	53
Do.	422/2	0	9	0
Do.	Road	0	1	120
Do.	Road	0	11	97
Do.	Do.	0	0	86
Do.	446/3	0	10	73
Do.	567/1	0	2	59
Do.	567/2	0	23	40
Do.	566/1	0	8	59
Do.	566/2	0	8	59
Do.	566/3	0	4	29
Do.	565	0	12	41
Do.	562	0	12	96
Do.	563	0	4	115
Do.	574 Paiki	0	18	93
Do.	574 "	0	4	109
Do.	574 "	0	7	8
Do.	579/1+1 Paiki	0	16	32
Do.	579/1+1+Paiki	0	5	56
Do.	579/2	0	11	116
Do.	579/3	0	4	29
Do.	580	0	4	14
Do.	582+583	0	27	70
Do.	Road	0	1	97
Do.	597	0	0	7
Do.	605	0	6	13
Do.	604	0	10	50
Do.	603/1	0	2	100
Do.	603/2	0	2	15
Do.	603/3	0	2	15
Do.	602	0	14	110
Do.	669	0	7	77
Do.	670	0	12	41
Do.	666	0	1	66

Village	Survey No.	Acre	Guntha	Sq. yds.
Adas—contd.	674 Paiki	0	12	83
Do.	675	0	10	120
Do.	676	0	11	30
Do.	663/1	0	0	7
Do.	677	0	8	89
Do.	662	0	12	104
Do.	679	0	18	8
Do.	Road	0	1	42
Do.	696/1	0	7	21
Do.	697	0	0	57
Do.	698/2	0	24	75
Do.	698/1	0	24	5
Do.	699	0	6	92
Do.	673	0	1	118
Do.	674 Paiki	0	5	32
Do.	694	0	14	99
Do.	695	0	1	81
Do.	700	0	5	77
Do.	Road	0	2	36
Anand	Road	0	3	80
Do.	1279	0	4	60
Do.	1281	0	15	114
Do.	1282	0	13	21
Do.	1299	0	18	0
Do.	Road	0	2	69
Do.	1298 Paidi	0	2	69
Do.	1298/2 Paidi	0	11	30
Do.	1288	0	2	69
Do.	1294	0	8	105
Do.	1295	0	9	116
Do.	1292 paiki	0	8	82
Do.	1254	0	7	8
Do.	1251	0	2	27
Do.	1245	0	10	96
Do.	1246	0	12	104
Do.	1240 paiki	0	4	60
Do.	1240/6	0	8	43
Do.	1240/5	0	5	17
Do.	1240/4	0	5	17
Do.	1240/3	0	8	12
Do.	1240/2 paiki	0	2	52
Do.	1241/3	0	4	60
Do.	1241/2	0	6	90
Do.	1241/1	0	6	52
Do.	1238/1-2	0	12	104
Do.	1321 paiki	0	5	33
Do.	Road	0	4	29
Do.	1321 paiki	0	10	73
Do.	1170	0	8	58
Do.	1322	0	10	73
Do.	1176	0	17	43
Do.	1175	0	16	117
Do.	1170	0	17	27
Do.	1168	0	6	52
Do.	1169 paiki	0	22	114

Village	Survey No.	Acre	Guntha	Sq. Yds.
Anand— <i>contd.</i>	1169/2 paiki	0	2	108
Do.	1147	0	10	111
Do.	1148 paiki	0	10	111
Do.	1148 paiki	0	2	108
Do.	1117	0	2	108
Do.	Road	0	1	111
Do.	1110	0	7	8
Do.	Road	0	4	29
Do.	1109	0	0	56
Do.	1108	0	22	21
Do.	1107	0	1	114
Do.	1106	0	3	49

[No. 31(41)/64-ONG.]

## ADDENDUM

New Delhi, the 1st July 1964

**S.O. 2409.**—In the notification of the Government of India in the Ministry of Petroleum and Chemicals S.O. No. 223 dated the 9th January, 1964 published in the Gazette of India, Part II, Section 3, Sub-Section (ii) dated the 18th January, 1964 insert the following before Schedule;

State: West Bengal District: Hoogly

Dhana: Jangipara

[No.31(33)/63-ONG.]

P. P. GUPTA, Under Secy.

**MINISTRY OF STEEL AND MINES**  
(Department of Iron and Steel)

New Delhi, the 3rd July 1964

**S.O. 2410.**—/ESS. COMM/IRON AND STEEL-2(c)/AM(3).—In exercise of the powers conferred by sub-clause (c) of clause 2 of the Iron and Steel (Control) Order, 1956, the Central Government hereby directs that the following amendment shall be made to the Notification of the Government of India, in the Ministry of Steel, Mines and Heavy Engineering, No. S.O. 1525/ESS. COMM/IRON AND STEEL—2(c) dated the 29th April, 1964, namely:—

In the Schedule annexed to the Notification, in columns 2 and 3 thereof, under 'BIHAR', the existing entry against Serial number 9 shall be amended as follows:—

1	2	3
9 (i)	All officers of Bihar Civil Service (Executive Branch) exercising 1st class magisterial powers.	28 (b)
9 (ii)	All district industries officers in the Bihar State	5, 20 and 28(b)

[No. SC(A)-2(1)/64.]

A. N. RAJAGOPALAN, Under Secy.

## DEPARTMENT OF COMMUNICATIONS

*New Delhi, the 24th June 1964*

**S.O. 2411.**—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules, namely:—

**1. Short title and commencement.**—(1) These rules may be called the Overseas Communications Service Employees' Contributory Provident Fund Rules, 1964.

(2) They shall come into force at once.

**2. Definitions.**—(1) In these rules, unless the context otherwise requires;

(a) "Account Officer" means the Accountant General, Maharashtra, Bombay;

(b) "Company" means the former Indian Radio and Cable Communications Company Limited;

(c) "Department" means the Department of Communications;

(d) "Director-General" means the "Director-General, Overseas Communications Service";

(e) "Employee" means any employee (including an officer) of the Overseas Communications Service who was also an employee of the company;

(f) "Fund" means the Overseas Communications Service Employees' Contributory Provident Fund constituted under these rules;

(g) "Government" means the Government of India;

(h) "old Fund" means the Employees' Provident Fund or the Transferred Employees' Provident Fund, as the case may be, of the company;

(i) "opening balance" means the balance standing to the credit of a subscriber in the Old Fund and transferred to his account in the Fund under sub-rule (1) of rule 6.

(j) "President" means the President of India;

(k) "salary" means the amount drawn monthly whether in the form of pay or wages; and includes personal, acting or officiating pay, but does not include wages paid on a daily or weekly basis, overtime or other allowances, whether fixed or fluctuating;

(l) "Schedule" means a Schedule annexed to these rules;

(m) "subscriber" means any employee of the Overseas Communications Service who has become a subscriber to the Fund under rule 5;

(n) "year" means the financial year.

(2) All other words and expressions used in these rules but not specifically defined herein shall have the meanings respectively given to them in the Provident Funds Act, 1925 (19 of 1925), or in the Fundamental Rules.

**3. Administration of the Fund.**—The fund shall be administered by the President and shall be maintained in India in rupees.

**4. Membership.**—The following employees shall be eligible to become subscribers to the Fund:

(1) Employees drawing a monthly salary of Rs. 50/- or more who were subscribers to the Old Fund and who either had no option to elect the pensionary benefits or, having had the option, have not elected to the pensionary benefits extended to the Overseas Communications Service staff in the late Ministry of Communications letter No. 1-OC (18)/49, dated the 16th February, 1950.

(2) Employees drawing a monthly salary of Rs. 50/- or more who, though not subscribers to the Old Fund, were eligible to subscribe to the Old Fund and who have not elected to the pensionary benefits.

Provided that employees receiving a salary of less than Rs. 50/- per month who were in the service of the Company before the 1st January, 1947 and have

opted for service under the Government may be allowed to become subscribers at the discretion of the Government.

**5. Enrolment of subscribers.**—Any employee eligible to become a subscriber to the Fund may apply to the Director-General in writing to be enrolled as such and give an undertaking in the form set out in the first Schedule agreeing to be bound by the rules whereupon he shall become a subscriber to the Fund.

**6. Subscribers' accounts.**—An account shall be opened in the Fund in the name of each subscriber to which shall be credited,

- (1) the balance standing to his credit in the Old Fund, if he agrees in writing to transfer the same to his account in the Fund;
- (2) the subscriptions paid by him under rule 7;
- (3) the contributions made by Government under rule 8; and
- (4) the interest payable under rule 9 on the subscriptions, the contributions and the opening balance.

**7. Subscriptions.**—Every subscriber shall subscribe monthly to the Fund, when on duty, but not during a period of suspension;

Provided that a subscriber shall, on reinstatement after the period of suspension, be allowed the option of paying in one lump sum, or in instalments, any sum not exceeding the maximum amount of arrears of subscriptions permissible for that period. Should a subscriber elect to pay the arrears of subscriptions in respect of the period of suspension, the emoluments or portion of emoluments which may be allowed for that period on reinstatement, shall, for the purposes of this rule, be deemed to be emoluments drawn on duty.

(2) The amount of subscription shall be a sum equal to not less than 8-1/3 per cent and not more than 15 per cent of the subscriber's salary for the month. The subscription shall be rounded off to the nearest multiple of five paise and shall be recovered by deduction each month from his salary for the month and paid to his credit in the account.

(3) The subscriber shall intimate at the beginning of the year the amount within the limits specified in sub-rule (2) which he wishes to subscribe and the amount so fixed shall remain unchanged throughout the year.

**8. Contribution by Government.**—The Government shall, on the 31st March in each year, contribute and pay to the credit of each subscriber in his account a sum equal in aggregate to the subscriptions paid by him during the year, subject to the maximum of 8-1/3 per cent of his salary:

Provided that no contribution shall be payable in respect of any period for which the subscriber is permitted under the rules not to, or does not, subscribe to the fund.

**9. Interest.**—(1) The Government shall pay to the credit of each subscriber in his account interest at such rate as may from time to time be prescribed for the payment of interest on subscriptions to the General Provident Fund.

(2) Interest shall be credited on the 31st March of each year in the following manner:—

- (i) On the amount to the credit of a subscriber on the 31st March of the preceding year, less any sums withdrawn during the current year,—interest for twelve months.
- (ii) On sums withdrawn by the subscriber from his account during the current year,—interest from the 1st April of the current year upto the last day of the month preceding the month of withdrawal.
- (iii) On all sums credited to the subscriber in his account after the 31st March of the preceding year,—interest from the date of credit upto the 31st March of the current year.
- (iv) The total amount of interest shall be rounded off to the nearest multiple of five paise.

*Explanation 1.*—In calculating interest for the first year of membership, interest on the opening balance shall be calculated from the date of credit of the balance under sub-rule (1) of rule 6 to the 31st March of the year.



**Explanation 2.**—Interest shall be paid upto the end of the month preceding that in which payment of the accumulated balance is made under rule 13 or upto the end of the sixth month after the month in which the accumulated balance became payable, whichever is earlier, provided that no interest shall be paid in respect of any period after the end of the month preceding the date notified by the Account Officer to the subscriber, his nominee or the person authorised to receive payment on his behalf as the date on which he is prepared to make the payment in cash or if he makes the payment by cheque, the date on which the cheque is posted.

**Explanation 3.**—For the purposes of this rule, the date of credit shall be deemed to be the first day of the month in which the amounts are recovered from the salary.

**10. Maintenance of accounts.**—(1) All sums paid into the Fund under these rules shall be credited in the books of Government to an account named "The Overseas Communications Service Employees' Contributory Provident Fund Account". Sums remaining unpaid for more than six months after they become payable under rule 13 shall be transferred to "Deposits" after the 31st March of the year and treated under the ordinary rules relating to deposits.

(2) As soon as possible after the 31st March of each year, the Account Officer shall send to each subscriber a statement of his account in the Fund, showing the balance as on the 1st April of the year, the total amount credited or debited during the year, the total amount of interest credited on the 31st March of the year and the total balance on that date.

**11. When Government's contribution not payable to subscriber.**—Subject to the condition that no deduction may be made which reduces the credit by more than the amount of any contribution by Government with interest thereon credited under rules 8 and 9, before the amount standing to the credit of a subscriber in the Fund, including the amount, if any, which was transferred from his account in the Old Fund to his account in the Fund under sub-rule (1) of rule 6, is paid out of the Fund, the President may direct the deduction therefrom and payment to the Government of

- (a) any amount due under a liability incurred by the subscriber to the Government;
- (b) any amount, if a subscriber has been dismissed from service for grave misconduct:

Provided that, if the order of dismissal is subsequently cancelled, the amount so deducted shall, on his reinstatement in the service, be replaced at his credit in the Fund;

- (c) any amount, if a subscriber resigns his employment before he shall have completed an aggregate period of five years of continuous service with the Company and with the Government, otherwise than by reason of superannuation or declaration by competent medical authority that he is unfit for further service.

**12. Nomination.**—(1) A subscriber shall, as soon as possible after becoming a subscriber to the Fund, submit to the Account Officer through the Director-General, a nomination conferring on any person or persons the right to receive the amount that may stand to his credit in his account, in the event of his death before that amount becomes payable, or having become payable, has not been paid.

(2) Every nomination shall be in the form set forth in the Second Schedule and shall be signed by the subscriber in the presence of two witnesses.

(3) The nomination so made shall remain in force until the death of the nominee or until it is cancelled by the subscriber by sending a notice in writing to the Account Officer.

(4) In the event of the nominee predeceasing the subscriber or in the event of the cancellation of such nomination by a notice in writing to the Account Officer, the subscriber shall forthwith submit a fresh nomination.

**13. Retirement of subscriber.**—When a subscriber:—

- (a) has proceeded on leave preparatory to retirement, or
- (b) while on leave, has been permitted to retire or declared by competent medical authority to be unfit for further service,

the amount of subscription and interest thereon standing to his credit in the Fund, shall, upon application made by him in that behalf to the Account Officer, become payable to the subscriber:

Provided that the subscriber, if he returns to duty, shall, if required to do so by Government, repay to the Fund, for credit to his account, the whole or part of any amount paid to him from the Fund in pursuance of this rule, with interest thereon at the rate provided in rule 9 in cash or securities, or partly in cash and partly in securities, by instalments or otherwise, by recovery from his emoluments or otherwise, as may be directed by the authority competent to sanction an advance for the grant of which special reasons are required under clause (b) or (c) of rule 15.

**14. Procedure on death of subscriber.**—Subject to any deduction under rule 11, on the death of a subscriber before the amount standing to his credit has become payable, or where the amount has become payable, before payment has been made—

(i) when the subscriber leaves a family—

(a) if a nomination made by the subscriber in accordance with the provisions of rule 12 in favour of a member or members of his family subsists, the amount standing to his credit in the Fund or the part thereof to which the nomination relates, shall become payable to his nominee or nominees in the proportion specified in the nomination;

(b) if no such nomination in favour of a member or members of the family of the subscriber subsists, or if such nomination relates only to a part of the amount standing to his credit in the Fund, the whole amount or the part thereof to which the nomination does not relate, as the case may be, shall, notwithstanding any nomination purporting to be in favour of any person or persons other than a member or members of his family become payable to the members of his family in equal shares:

Provided that no share shall be payable to—

- (1) sons who have attained majority;
- (2) sons of a deceased son who have attained majority;
- (3) married daughters whose husbands are alive;
- (4) married daughters of a deceased son whose husbands are alive;

if there is any member of the family other than those specified in clauses (1), (2), (3) and (4).

Provided also that the widow or widows and the child or children of a deceased son shall receive between them in equal parts only the share which that son would have received if he had survived the subscriber and had been exempted from the provisions of clause (1) of the first proviso.

**NOTE.**—Any sum payable under these rules to a member of the family of a subscriber vests in such member under sub-section (2) of section 3 of the Provident Funds Act, 1925.

(ii) When the subscriber leaves no family, if a nomination made by him in accordance with the provisions of rule 12, in favour of any person or persons subsists, the amount standing to his credit in the Fund or the part thereof to which the nomination relates, shall become payable to his nominee or nominees in the proportion specified in the nomination.

**NOTE 1.**—When a nominee is a dependent of the subscriber as defined in clause (c) of section 2 of the Provident Fund Act, 1925, the amount vests in such nominee under sub-section (2) of section 3 of that Act.

**NOTE 2.**—When the subscriber leaves no family and no nomination made by him in accordance with the provisions of rule 12 subsists, or if such nomination relates only to part of the amount standing to his credit in the Fund, the relevant provisions of clause (b) and of sub-clause (ii) of clause (c) of sub-section (1) of section 4 of the Provident Funds Act, 1925, shall be applicable to the whole amount or the part thereof to which the nomination does not relate.

**15. Advances from the Fund.**—(a) A temporary advance may be granted to a subscriber from the amount standing to his credit in his account at the discretion of the appropriate authority for the following purposes, namely:—

(i) to pay expenses in connection with the illness or disability, including where necessary, the travelling expenses, of the subscriber or any person actually dependent on him;

(ii) to meet the cost of higher education, including, where necessary, the travelling expenses of the subscriber or any person actually dependant on him in the following cases; namely:—

- (1) for education outside India for an academic, technical, professional or vocational course beyond the High School stage; and
- (2) for any medical, engineering or other technical or specialised course in India beyond the High School stage, provided that the course of study is for not less than three years;

(iii) to pay obligatory expenses on a scale appropriate to the status which by customary usage, the subscriber has to incur in connection with marriages or other ceremonies of himself or of his children or of any other person actually dependant on him:

Provided that the condition of actual dependence shall not apply in the case of a son or daughter of the subscriber:

Provided further that the condition of actual dependence shall not apply in the case of an advance required to meet the funeral expenses of the parent of a subscriber;

(iv) to meet the cost of legal proceedings instituted by the subscriber for vindicating his position in regard to any allegations made against him in respect of any act done or purporting to be done by him in the discharge of his official duty, the advance in this case being available in addition to any advance admissible for the same purpose from any other Government source:

Provided that the advance under this sub-clause shall not be admissible to a subscriber who institutes legal proceedings in any court of law either in respect of any matter unconnected with his official duty or against Government in respect of any condition of service or penalty imposed on him;

(v) to meet the cost of his defence where the subscriber is prosecuted by Government in any court of law or where the subscriber engages a legal practitioner to defend himself in any enquiry in respect of any alleged official misconduct on his part.

(b) An advance shall not, except for special reasons to be recorded in writing, exceed three months' pay and shall, in no case, exceed the aggregate amount of the opening balance, the subscriptions and interest thereon standing to the credit of the subscriber in his Fund.

(c) An advance shall not, except for special reasons to be recorded in writing, be granted to any subscriber in excess of the limit laid down in clause (b) or until repayment of the last instalment of any previous advance.

**Explanation.**—In this rule "the appropriate authority" means—

(i) in relation to advances for purposes mentioned in clause (a),

(a) the Department, in the case of the Director-General,

(b) the Director-General, in the case of Deputy Director-General (Traffic), Chief Engineer, Director (Administration) and heads of the various Centres/Stations of the Overseas Communications Service;

(c) the Director (Administration), in the case of officers and staff at Head Office other than the Director General, Deputy Director-General (Traffic), Chief Engineer and Director (Administration) himself.

(d) the heads of offices of the various Centres/Stations of the Overseas Communications Service in the case of all officers and staff under their administrative control, and

(ii) in relation to advances for the grant of which special reasons are required under clause (b) or clause (c),

(a) the Department, in the case of the Director-General, and

(b) the Director-General, in the case of all the other subscribers:

Provided that where the appointing authority of the applicant is higher than the Head of the Department, namely, the Director General the Head of the Department, that is the Director-General shall not reject the application for an advance save with the approval of the Department.

**16. Non-refundable withdrawals from the Fund.**—(1) Subject to the conditions specified hereunder, withdrawals may be sanctioned by the authorities competent to sanction an advance for special reasons under clause (b) or clause (c) of rule 15, at any time after the completion of twenty-five years of service (including broken periods of service, if any) of a subscriber or within five years before the date of his retirement on superannuation, whichever is earlier, from the amount of subscriptions and interest thereon standing to the credit of the subscriber in the Fund, for one or more of the following purposes, namely—

- (a) Meeting the cost of higher education, including where necessary, the travelling expenses, of any child of the subscriber actually dependant on him in the following cases, namely:—
  - (i) for education outside India for academic, technical, professional or vocational course beyond the High School stage, and
  - (ii) for any medical, engineering or other technical or specialised course in India beyond the High School stage, provided that the course of study is for not less than three years.
- (b) Meeting the expenditure in connection with the marriage of the subscriber's sons or daughters and if he has no daughter, of any other female relation dependant on him.
- (c) Meeting the expenses in connection with the illness, including where necessary, the travelling expenses, of the subscriber or any person actually dependant on him.
- (d) Building or acquiring a suitable house for his residence, including the cost of the site or repaying any outstanding amount on account of the loan expressly taken for this purpose before the date of receipt of the application for withdrawal but not earlier than twelve months from that date, or reconstructing or making additions or alterations to a house already owned or acquired by a subscriber.
- (e) Purchasing a house-site or repaying any outstanding amount on account of loan expressly taken for this purpose before the date of receipt of the application for the withdrawal but not earlier than twelve months from that date.
- (f) For constructing a house on a site purchased utilising the sum withdrawn under clause (e):

Provided that a subscriber who has availed himself of an advance under any Scheme of the Government for the grant of advances for house-building purpose, or has been allowed any assistance in this regard from any other Government source, shall not be eligible for the grant of final withdrawal under clauses (d), (e) and (f), except for the express purpose of repayment of any loan taken under the aforesaid Scheme, subject to the limit specified in sub-rule (3).

(2) The actual withdrawal from the Fund shall be made only on receipt of an authorisation from the Account Officer concerned who will arrange for the same as soon as the formal sanction of the sanctioning authority has been issued.

(3) Any sum withdrawn by a subscriber at any one time for one or more of the purposes specified in sub-rule (1) of this rule from the amount standing to his credit in the Fund shall not ordinarily exceed one-half of the amount of subscriptions and interest thereon standing to the credit of the subscriber in the Fund or six months' pay, whichever is less. The sanctioning authority may, however, sanction the withdrawal of an amount in excess of this limit upto three-fourths of the amount of subscriptions and interest thereon standing to the credit of the subscriber in the Fund having due regard to (i) the object for which the withdrawal is being made (ii) the status of the subscriber and (iii) the amount of subscriptions and interest thereon standing to the credit of the subscriber in the Fund.

(4) A subscriber who has been permitted to withdraw money from the Fund under sub-rule (1) shall satisfy the sanctioning authority within a reasonable period as may be specified by that authority that the money has been utilised for the purpose for which it was withdrawn, and if he fails to do so, the whole of the sum so withdrawn, or so much thereof as has not been applied for the purpose for which it was withdrawn shall forthwith be repaid in one lump sum

together with interest thereon at the rate determined under rule 9 by the subscriber to the Fund, and in default of such payment, it shall be ordered by the sanctioning authority to be recovered from his emoluments either in a lump sum or in such number of monthly instalments, as may be determined by the President.

(5) Nothing in sub-rule (4) shall be deemed to require a subscriber whose deposits in the Fund carry on interest, to pay any interest on any sum repayable by him under the said sub-rule.

**17. Wrongful use of advance.**—Notwithstanding anything contained in these rules, if the sanctioning authority is satisfied that money drawn as an advance from the Fund under clause (a) of rule 15 has been utilised for a purpose other than that for which sanction was given to the drawal, the amount in question, shall, with interest at the rate provided in rule 9, forthwith be repaid or paid, as the case may be, by the subscriber to the Fund, or in default, be ordered to be recovered by deduction in one lump sum from the emoluments of the subscriber, even if he be on leave. If the total amount to be repaid or paid, as the case may be, be more than half the subscriber's emoluments, recoveries shall be made in monthly instalments of moieties of his emoluments till the entire amount recoverable be repaid or paid, as the case may be, by him.

**NOTE:**—The term 'emoluments' as used in this rule does not include subsistence grant.

**18. Recovery of advances and interest.**—(1) An advance shall be recovered from the subscriber in such number of equal monthly instalments as the sanctioning authority may direct, but such number shall not be less than twelve, unless the subscriber so elects, or in any case more than twenty four. A subscriber may, at his option, make repayment in a smaller number of instalments than that prescribed. Each instalment shall be in whole rupees, the amount of the advance being raised or reduced, if necessary, to admit of the fixation of such instalments.

(2) Recovery shall be made in the manner provided in rule 7 for the realisation of subscriptions and shall commence from the payment of salary made for the month following the month of the advance or in the case of a subscriber on leave without pay, from payment of salary made for the month following the month of his return to duty. Recovery shall be made even while the subscriber is on leave, except when the period of leave is more than thirty days and the subscriber desires that no recovery be made.

(3) After the principal amount of the advance has been fully repaid, interest shall be paid thereon at the rate of one-fifth per cent of the principal for each month or broken portion of a month during the period between the drawal and complete repayment of the principal.

(4) Interest shall ordinarily be recovered in one instalment in the month after complete repayment of the principal, but if the advance is recoverable in more than twelve instalments, interest may, if the subscriber so desires, be recovered in two equal monthly instalments. Recovery of interest shall be made in the manner provided in rule 7 and payment shall be rounded off to the nearest rupee.

(5) Recoveries made under this rule shall be credited, as they are made, to the account of the subscriber in the Fund.

**19. Withdrawal by subscriber on leave preparatory to retirement.**—The Government may, in its discretion, subject to the provisions of rule 11, permit the withdrawal of 90 per cent of the amount standing to the credit of a subscriber in his account, if the subscriber goes on leave preparatory to retirement, provided that if he rejoins duty on the expiry of his leave, he shall refund the amount so withdrawn together with interest at the rate allowed by the Fund.

**20. Closure of the Fund.**—The Government shall have the power to close the Fund at any time, and in the event of the closure of the Fund the amount standing to the credit of each subscriber on the date of such closure shall be paid to him or be transferred with his consent to any other Provident Fund or Funds set up by the Government.

**21. Delegation of Powers.**—The Government may, by special or general order, direct that any power or functions exercisable by it shall also be exercised by any officer or authority under it.

22. **Interpretation.**—If any question arises relating to the interpretation of these rules, it shall be referred to the Central Government whose decision thereon shall be final.

23. **Repeal and Savings.**—The Overseas Communications Service Employees' Contributory Provident Fund Rules issued with the late Ministry of Communications letter No. 1-OC(5)/51, dated 21st December, 1953 (as amended from time to time), are hereby repealed:

Provided that the repeal of the aforesaid rules or anything contained in these rules shall not be deemed to have the effect of terminating the existence of the Contributory Provident Fund as heretofore existing or of constituting any new fund.

#### THE FIRST SCHEDULE

(See rule 5)

I.....employed as.....  
in the Overseas Communications Service hereby request that I may be permitted to become a subscriber to the Overseas Communications Service Employees' Contributory Provident Fund. I have read the rules of the Provident Fund and I agree to be bound by them or any amendments thereof.

Station.....

Date.....

Signature.....

Witness to the Signature

(1) Signature.....

Name and Address.....

.....

.....

(2) Signature.....

Name and Address.....

.....

.....

#### THE SECOND SCHEDULE

[See rule 12(2)]

#### FORM OF NOMINATION

I hereby direct that the amount at my credit in the Overseas Communications Service Employees' Contributory Provident Fund at the time of my death shall be paid to the person named below persons in the manner shown against shall be distributed among the following their names:—

Name and address of the nominee or nominees	Relationship with the subscriber	Age of the nominee	Amount or share of accumulation
---	----------------------------------	--------------------	---------------------------------

Station.....

Date.....

Signature of the Subscriber.....

Witness to the Signature:

(1) Signature.....

Name and Address.....

.....

(2) Signature.....

Name and Address.....

.....

.....

[No. 1-OC(3)/57.]

T. R. MANTAN, Dy. Secy.

**MINISTRY OF LABOUR & EMPLOYMENT***New Delhi, the 29th June 1964*

**S.O. 2412.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Lucknow, in the industrial dispute between the employers in relation to certain Limestone Quarry Owners, Dehra Dun, and their workmen, which was received by the Central Government on the 25th June, 1964.

**BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL) AT LUCKNOW****PRESENT:**

Sri J. K. Tandon, Presiding Officer.

ADJ. CASE MISC. CASE NO. 1 OF 1964 (CENTRAL)

In the matter of an industrial dispute between M/S. Punjab Lime and Limestone Company, Dehra Dun and 18 Others.

*Vs.*

Their Workmen.

**APPEARANCES:**

*For the employers:*

1. The respective Proprietors and Partners.
2. Sri O. P. Vatsa, Labour Officer, Northern India Lime Marketing Association, Dehra Dun.

*For the workmen:*

Sri A. N. Anand, Secretary, Lime & Limestone Labour Union, Dehra Dun.

**DISTRICT:** Dehra Dun.

**INDUSTRY:** Limestone Quarries.

*Dated June 1, 1964*

**AWARD**

The Central Government in the Ministry of Labour and Employment have, by their Order No. 22/30/63-LR-II, dated February 14, 1964, referred the following matter of dispute for adjudication under sub-section (1) of Section 10 made under Clause (d) of Section 7A of the Industrial Disputes Act, 1947 (Act No. XIV of 1947):—

**SCHEDULE I**

1. Messrs. Punjab Lime and Limestone Company, 4-B, Rajas Road, Dehra Dun.
2. Messrs. Seth Ram Autar, 4-B, Rajas Road, Dehra Dun.
3. Messrs. Shivalik Minerals, Rajas Road, Dehra Dun.
4. Messrs. Doon Valley Limestone Company, Rajas Road, Dehra Dun.
5. Messrs. Seth Hari Chand Limestone Corporation, Gandhi Road, Dehra Dun.
6. Messrs. Kundan Lal Suri and Brothers, 2, Hardwar Road, Dehra Dun.
7. Messrs. Northern India Lime Marketing Association, Rest Camp, Dehra Dun.
8. Messrs. Sardari Lal Oberoi, 2-A, Race Course Road, Dehra Dun.
9. Messrs. Jairam Singh Oberoi, 10, Municipal Road, Dehra Dun.
10. Messrs. Amolak Ram Oberoi, 10, Municipal Road, Dehra Dun.
11. Messrs. Kalyani Limestone & Minerals Company, Nashville Road, Dehra Dun.
12. Messrs. A. Dean and Company, Gandhi Road, Dehra Dun.
13. Messrs. Shiv Narain Singh Negi, Dispensary Road, Dehra Dun.
14. Messrs. Ganesh Limestone & Minerals Company, 48, Arhat Bazar, Dehra Dun.

15. Messrs. R. K. Suri, Rest Camp, Dehra Dun.
16. Messrs. Lakshmi Limestone Company, 14, Chakrata Road, Idgah, Dehra Dun.
17. Messrs. Chhaturgun Gujral, New Road, Dehra Dun.
18. Messrs. Lachhman Das Gujral, Nkhara Mohalla, Dehra Dun.
19. Messrs. Industrial Minerals Corporation, Muni-ki-Roti, Post Office Rishikesh, District Tehri Garhwal.

#### SCHEDULE II

1. Whether the demands made by the workmen of the Limestone Quarries of the employers mentioned in Schedule I, for the grant, in addition to the earned leave permissible under the Mines Act, of—

- (a) sick leave for seven days,
- (b) casual leave for twelve days, and
- (c) paid festival holidays for ten days,

are justified and if so, to what extent?

2. Whether the demand made by the workmen of the Limestone Quarries of the employers mentioned in Schedule I for bonus in respect of the years 1960-61, 1961-62 and 1962-63 at the rate of 25 per cent of the profits is justified and if so, to what extent?

2. There are, as might have been noticed, two distinct disputes which have been sent for adjudication. The first dispute relates to the workers' claim for sick leave, casual leave and paid festival holidays. The second dispute relates to their claim for bonus for the three years, 1960-61, 1961-62 and 1962-63. A feature of this reference which requires mention has been that the controversy, though similar, extends to 19 establishments whose names will be found in Schedule I of the Reference Order. Ordinarily, at least to the extent the claim for bonus was concerned, there ought to have been a separate Reference for each undertaking, but because the first matter of dispute is common to all the undertakings, a joint Reference has been made. Whether a joint Reference particularly in the case of claims for profit bonus is permissible or not is no longer relevant here in view of the fact that all the 19 undertakings have separately made settlements with their workmen. The terms of settlement also happen to be on the same lines in all the 19 undertakings.

3. The terms of settlement both relating to the claim for sick leave, casual leave and paid festival holidays and for grant of bonus are identical though the bonus will be payable by the undertakings separately to their own employees. These settlements have been verified before the Tribunal except two, one by the employers of Lakshmi Limestone Company and the other by Northern India Lime Marketing Association. The settlement by Lakshmi Limestone Company bears the verification of the parties before the City Magistrate, Dehra Dun and that by Northern India Lime Marketing Association by Sri Gulab Singh who claims to be a Member of the Legislative Assembly. There can be no difficulty in accepting the verification by the City Magistrate, which is sufficient, but in the case of Northern India Lime Marketing Association I might have insisted on the parties personally appearing before the Tribunal to verify the same. In fact I waited on two dates for this purpose. On a comparison, however, of the signatures of the parties on the settlement with those on the written statement I am satisfied that the settlement is indeed by them.

4. The terms settled too on the whole appear to be fair and just. Therefore, accepting the same I make my award in accordance with those settlements which shall be reproduced as Annexures to this award.

5. I shall refrain from making any order as to costs.

Encl.: As above.

Sd./- J. K. TANDON,  
 Presiding Officer (Central),  
 1-6-1964.



## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW.

I.D. CASE No. 1 OF 1964.

In the matter of an Industrial Dispute between the management of Messrs. The Punjab Lime & Limestone Co., 4-B, Rajas Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Punjab Lime & Limestone Co., Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

AND

Whereas the parties are desirous that the said dispute be settled amicably:

Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

For Management:

For The Punjab Lime & Limestone Co.,  
Sd./- MELA RAM,  
Partner,  
21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

## SCHEDULE OF FESTIVAL HOLIDAYS, INCLUDING NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. Raksha Bandhan	..	..	1 day.
3. 15th August	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

8 days.

Sd./- AMAR NATH ANAND,  
Secretary,

For The Punjab Lime & Limestone Co.,  
Sd./- MELA RAM,  
Partner.  
Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW.

I.D. CASE No. 1 of 1964.

In the matter of an Industrial Dispute between the management of Messrs. Seth Ramautar, Rajas Road, Dehradun and their workers represented by Lime & Lime stone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Seth Ramautar, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably:

Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND.

For Management:

For Seth Ramautar,  
Sd./- MELA RAM,  
21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

## SCHEDULE OF FESTIVAL HOLIDAYS, INCLUDING NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. Raksha Bandhan	..	..	1 day.
3. 15th August	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.
			<u>3 days.</u>

Sd./- AMAR NATH ANAND.

For Seth Ramautar,  
Sd./- MELA RAM,  
Sd./- J. K. TANDON,  
Presiding Officer

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW.

I.D. CASE No. 1 of 1964.

In the matter of an Industrial Dispute between the management of Messrs. Shivalik Minerals, Rajas Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Shivalik Minerals, Rajas Road, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars, and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary.  
21-4-1964.

For Management:

For Shivalik Minerals,  
Sd./- VED PAL SINGH  
CHOWDHARI,  
21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

Witness.  
Sd./- Illegible.

## SCHEDULE OF FESTIVAL HOLIDAYS, INCLUDING NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. Raksha Bandhan	..	..	1 day.
3. 15th August	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

8 days.

Sd./- AMAR NATH ANAND,  
21-4-1964.

Sd./- VED PAL SINGH CHOWDHARY,  
21-4-1964.

Sd./- J. K. TANDON,  
Presiding Officer.

ANNEXURE  
BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW.

I.D. CASE No. 1 of 1964.

In the matter of an Industrial Dispute between the management of Messrs. Doon Valley Limestone & Mineral Co., 5A, Rajas Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Doon Valley Limestone & Minerals Co., Dehradun and their workers as represented by the Lime & Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule below including 2 National Holidays.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
21-4-1964.

For Management:

For Doon Valley Limestone &  
Mineral Co.,

Sd./- AMAR NATH,  
Partner,  
21-4-1964.

Witness,  
Sd./- Illegible.

Witness:

Sd./- Illegible,  
21-4-1964.

Witness:  
Sd./- Illegible.

SCHEDULE

1. Holi.
2. Dewall.
3. Dushehra.
4. Janam Ashtimi.
5. 1st May.
6. Raksha Bandhan.
7. 26th January.
8. 15th August.

8 days

Sd./- AMAR NATH ANAND.

Sd./- AMAR NATH.  
Sd./- J. K. TANDON,  
Presiding Officer.

ANNEXURE  
BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW.

I.D. CASE No. 1 OF 1964.

In the matter of an Industrial Dispute between the management of Messrs. Seth Hari Chand, 59, Gandhi Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Seth Hari Chand, 59, Gandhi Road, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule below including 2 national holidays.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

For Management:

For M/s. Seth Hari Chand, Dehradun,  
Sd./- HARI CHAND,  
Proprietor.

Witness:

Sd./- Illegible,  
21-4-1964.

SCHEDULE

1. Holi.
2. Dewali.
3. Dushchra.
4. Janam Ashtimi.
5. 1st May.
6. Raksha Bandhan.
7. 26th January.
8. 15th August.

Eight

Sd./- AMAR NATH ANAND.

Sd./- HARI CHAND.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW.

I.D. CASE No. 1 OF 1964.

In the matter of an Industrial Dispute between the management of Messrs. Kundan Lal Suri & Brothers, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the M/s. Kundan Lal Suri & Brothers, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably:

Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.
			on the reverse including two national holidays.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.
3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

For Management:

of M/s. Kundan Lal Suri & Brothers,  
Sd./- DHAN RAJ,  
Co-parcener,  
21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

Witness,  
Sd./- Illegible.

## SCHEDULE OF FESTIVAL HOLIDAYS, INCLUDING NATIONAL HOLIDAYS

1. Holi	..	..	1 day.
2. Raksha Bandhan	..	..	1 day.
3. Dussehra	..	..	1 day.
4. Diwali	..	..	1 day.
5. Janam Ashtmi	..	..	1 day.
6. 1st May	..	..	1 day.
7. Republic Day	..	..	1 day.
8. Independence Day	..	..	1 day.

Sd./- AMAR NATH ANAND.  
Sd./- DHAN RAJ.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW.

I.D. CASE No. 1 of 1964.

In the matter of an Industrial Dispute between the management of Messrs. Northern India Lime Marketing Association, Rest Camp, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Messrs. Northern India Lime Marketing Association, Rest Camp, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

## SCHEDULE

Holi	..	..	1 day.
Dewali	..	..	1 day.
Dushehra	..	..	1 day.
Janmashthami	..	..	1 day.
1st May	..	..	1 day.
Rakshabandhan	..	..	1 day.
26th January	..	..	1 day.
15th August	..	..	1 day.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary, Lime & Limestone  
Labour Union, Dehradun.  
26-5-1964.

For Management:

For Northern India Lime Marketing  
Association,  
Sd./- Illegible,  
26-5-1964.  
Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964

In the matter of an Industrial Dispute between the management of Messrs. Sardari Lal Oberoi, 2-A, Race Course Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the M/s. Sardari Lal Oberoi, 2-A, Race Course Road, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule attached including two National Holidays.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,

Secretary,

21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

For Management:

of M/s. Sardari Lal Oberoi,

Sd./- S. K. GUPTA,

21-4-1964.

Witness,

S./- Illegible,

Witness:

Sd./- Illegible.

## SCHEDULE OF FESTIVAL HOLIDAYS, INCLUDING NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. Raksha Bandhan	..	..	1 day.
3. 15th August	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

Sd./- AMAR NATH ANAND.

Sd./- S. K. GUPTA.

Sd./- J. K. TANDON,  
Presiding Officer.



## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL, (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

## I.D. CASE No. 1 OF 1964

In the matter of an Industrial Dispute between the management of Messrs Jai Ram Singh Oberoi, 10, Municipal Road Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Jai Ram Singh Oberoi, 10, Municipal Road, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably:

Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

Witness:

Sd./- Illegible.  
21-4-1964.

For Management:

Sd./- JAI RAM SINGH OBEROI,  
Proprietor,  
21-4-1964.

Witness.

S./- Illegible,

Witness:

Sd./- Illegible.

## SCHEDULE OF FESTIVAL HOLIDAYS, INCLUDING NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. Raksha Bandhan	..	..	1 day.
3. 15th August	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

8 days.

Sd./- AMAR NATH ANAND.

Sd./- JAI RAM SINGH OBEROI.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964

In the matter of an Industrial Dispute between the management of Messrs. Amolak Ram Oberoi, Prop., Carvan Limestone Quarries, 10, Municipal Road, Dehradun and their workers represented by the Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Amolak Ram Oberoi, Prop., Carvan Limestone Quarries, 10, Municipal Road, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

For Management:

Sd./- AMOLAK RAM OBEROI,  
21-4-1964.

Witness.

Sd./- Illegible.

Witness:

Sd./- Illegible.

## SCHEDULE OF FESTIVAL HOLIDAYS, INCLUDING NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. Raksha Bandhan	..	..	1 day.
3. 15th August	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

8 days.

Sd./- J. K. TANDON,  
Presiding Officer.

Sd./- AMAR NATH ANAND.  
Sd./- AMOLAK RAM OBEROI.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D CASE No. 1 OF 1964

In the matter of an Industrial Dispute between the management of Messrs. Kalyani Limestone & Minerals Co., Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Kalyani Limestone & Minerals Co., Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule below including two National Holidays.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

For Management:

For Kalyani Limestone & Minerals Co.,  
Sd./- C. L. DHAWAN,  
21-4-1964.

Witness:

Sd./- Illegible.  
21-4-1964.

Witness:  
Sd./- Illegible.

## SCHEDULE

1. Holi.
2. Dewali.
3. Dushehra.
4. Janam Ashtami.
5. 1st May.
6. Raksha Bandhan.
7. 28th January.
8. 15th August.

8 days

Sd./- C. L. DHAWAN.

Sd./- AMAR NATH ANAND.

Sd./- J. K. TANDON,

Presiding Officer

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964.

In the matter of an Industrial Dispute between the management of Messrs. A. Dean & Co., Gandhi Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the A. Dean & Co., Gandhi Road, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days (as per schedule.)

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

For Management:

For A. Dean & Co.,  
Sd./- A. DEAN.

Witness,

Sd./- Illegible.

## SCHEDULE

Holi.  
Dewali.  
Dashera.  
Janamasthami.  
1st May.  
Raksha Bandhan.  
26th January.  
15th August.

Sd./- AMAR NATH ANAND.

Sd./- A. DEAN.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964.

In the matter of an Industrial Dispute between the management of Messrs. Shiv Narain Singh Negi, 53, Subhash Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Shiv Narain Singh Negi, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary  
21-4-1964.

Witness:

Sd./- Illegible,  
21-4-1964.

For Management:

Sd./- SHIV NARAIN SINGH NEGI,  
21-4-1964.

Witness

Sd./- Illegible.

Witness:

Sd./- Illegible.

## SCHEDULE OF FESTIVAL HOLIDAYS AND NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. 15th August	..	..	1 day.
3. Raksha Bandhan	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

Total 8 days.

Sd./- SHIV NARAIN SINGH NEGI,  
21-4-1964.

Sd./- AMAR NATH ANAND.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964.

In the matter of an Industrial Dispute between the management of Messrs. Ganesh Limestone & Minerals Co., 48, Arhat Bazar, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Ganesh Limestone & Minerals Co., Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule

below including 2 National Holidays.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.
3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,

Secretary,  
21-4-1964.

Witness:

Sd./- Illegible,

For Management:

Sd./- HARI CHAND.

Witness:

Sd./- Illegible.

## SCHEDULE

1. Holi.
2. Dewali.
3. Dussehra.
4. Janam Ashtimi.
5. 1st May.
6. Raksha Bandhan.
7. 26th January.
8. 15th August.

8 days

Sd./- HARI CHAND.

Sd./- AMAR NATH ANAND.

Sd./- J. K. TANDON,  
Presiding Officer

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964.

In the matter of an Industrial Dispute between the management of Messrs. R. K. Suri & Sons, 35, Rest Camp, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the R. K. Suri & Sons, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

For Management:

For R. K. Suri & Sons,  
Sd./- CHANDRA MOHAN SURI,  
Partner.

Witness:  
Sd./- Illegible,

Witness:

Sd./- Illegible,  
21-4-1964.

Witness:  
Sd./- Illegible.  
21-4-1964.

## SCHEDULE OF THE HOLIDAYS

1. Holl.
2. Dewall.
3. Dushehra.
4. Janam Ashtami.
5. 1st May.
6. Raksha Bandhan.
7. 28th January.
8. 15th August.

Sd./- AMAR NATH ANAND,  
Secretary,  
Sd./- CHANDRA MOHAN SURI.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964

In the matter of an Industrial Dispute between the management of Messrs. Lakshmi Limestone Co., 14, Chakrata Road, Idgah, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Lakshmi Limestone Co., 14, Chakrata Road, Idgah, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,

Secretary, Lime & Limestone  
Labour Union, Dehradun,  
28-4-1964.

For Management:

For Lakshmi Limestone Co.,

Sd./- GUR PRASAD,  
28-4-1964.

## SCHEDULE

1. Holi.
2. Dewali.
3. Dushehra.
4. Janam Ashtami
5. 1st May.
6. Raksha Bandhan
7. 26th January.
8. 15th August.

8 days

Sd./- J. K. TANDON,  
Presiding Officer.



## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964

In the matter of an Industrial Dispute between the management of Messrs. Chhaturgun Gujral, 12, New Road, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Chhaturgun Gujral, 12, New Road, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the year 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,

Secretary,

21-4-1964.

Witness:

Sd./- Illegible,

21-4-1964.

For Management:

For Chhaturgun Gujral,

Sd./- LACHMAN DAS GUJRAL.

## SCHEDULE OF FESTIVAL HOLIDAYS AND NATIONAL HOLIDAYS

1. Janam Ashtami	..	..	1 day.
2. 15th August	..	..	1 day.
3. Raksha Bandhan	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

TOTAL 8 days.

Sd./- LACHMAN DASS GUJRAL.

Sd./- AMAR NATH ANAND.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 of 1964

In the matter of an Industrial Dispute between the management of Messrs. Lachhman Dass Gujral, 1-D, Akhara Mohalla, Dehradun and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Lachhman Dass Gujral, 1-D, Akhara Mohalla, Dehradun and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

## AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per Schedule.

2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.

3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the years 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,

Secretary,

21-4-1964.

Witness:

Sd./- Illegible,

21-4-1964.

For Management:

Sd./- LACHHMAN DASS GUJRAL.

## SCHEDULE OF FESTIVAL HOLIDAYS AND NATIONAL HOLIDAYS

1. Janam Asthami	..	..	1 day.
2. 15th August	..	..	1 day.
3. Raksha Bandhan	..	..	1 day.
4. Dushehra	..	..	1 day.
5. Diwali	..	..	1 day.
6. Holi	..	..	1 day.
7. 26th January	..	..	1 day.
8. 1st May	..	..	1 day.

TOTAL 8 days.

Sd./- LACHHMAN DAS GUJRAL.

Sd./- AMAR NATH ANAND.

Sd./- J. K. TANDON,  
Presiding Officer.

## ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL (CENTRAL),  
23, A. P. SEN ROAD, LUCKNOW

I.D. CASE No. 1 OF 1964

In the matter of an Industrial Dispute between the management of Messrs. Industrial Mineral Corporation, Muni-ki-Reti, District Tehri Garhwal (U.P.) and their workers represented by Lime & Limestone Labour Union, 74, Gandhi Road, Dehradun.

## SHORT RECITAL

Whereas there had arisen an Industrial dispute between the Management of the Industrial Mineral Corporation, Muni-ki-Reti, District Tehri Garhwal (U.P.) and their workers as represented by the Lime and Limestone Labour Union in respect of Casual and Sick Leave and festival holidays and bonus.

AND

Whereas the parties are desirous that the said dispute be settled amicably: Now the parties have agreed as under:—

With reference to demand No. 1—

1. The Managements agree to give the leave to the workmen at the following rate; with effect from 1st January, 1964:—
 

Sick leave	..	..	7 days.
Casual leave	..	..	7 days.
Festival holidays	..	..	8 days as per schedule.
2. The workmen shall be paid bonus at the rate of 4 per cent of their total wages or Rs. 40/- whichever is higher for each of the year 1961-62 and 1962-63. The Union withdraws their demand for bonus with regard to 1960-61. The workmen who have worked for less than one year shall be paid proportionately.
3. It is hereby agreed that the workmen referred to in this settlement mean and include all the persons engaged on excavation, road construction, transport, workshop, office staff, chowkidars and Munshis directly employed by the employer or indirectly through any other agency.

The amount of Bonus shall be paid to the workmen by 30th June, 1964, in the presence of Union Secretary. The parties will bear their respective costs. The Bonus if paid for the years 1961-62, 1962-63 by certain employer shall be adjusted in amount accrued under this settlement.

It is prayed that the learned Tribunal may be pleased to give an award in terms of the above settlement and make this compromise a part of the Award.

For Workmen:

Sd./- AMAR NATH ANAND,  
Secretary,  
21-4-1964.

Witness:  
Sd./- Illegible,  
21-4-1964.

For Management:

For Industrial Mineral Corporation,  
Sd./- MAHINDHAR,  
21-4-1964.

Witness:  
Sd./- Illegible.  
21-4-1964.

## SCHEDULE

Holi.  
Diwali.  
Dashehra.  
Janam Asthami.  
1st May.  
Raksha Bandhan.  
26th January.  
15th August.

Sd./- AMAR NATH ANAND.  
Sd./- MAHINDHAR.

Sd./- J. K. TANDON,  
Presiding Officer.

[No. 22/30/63-LR.II.]

*New Delhi, the 1st July 1964*

**S.O. 2413.**—In exercise of the powers conferred by section 9 of the Working Journalists (Conditions of Service) and Miscellaneous Provisions Act, 1955 (45 of 1955) read with sub-section (3) of section 11 of the said Act, the Central Government hereby appoints Shri A. B. Nair as a member of the Wage Board for Working Journalists to represent employers in relation to newspaper establishments in the vacancy caused by the resignation of Shri P. K. Roy and makes the following further amendment in the notification of the Government of India in the Ministry of Labour and Employment No. S.O. 3202, dated the 12th November, 1963, namely:—

In the Table annexed to the said notification, against Serial No. 1, for the entry "Shri P. K. Roy, General Manager, The Times of India, Dadabhai Naoroji Road, Bombay-1", the entry "Shri A. B. Nair, Managing Director, The Indian National Press (Bombay) Private Ltd., Journal Buildings, 21-Dalal Street Fort, Bombay-1" shall be substituted.

[No. F. 60/9/64-LRI.]

*New Delhi, the 4th July, 1964*

**S.O. 2414.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of Messrs. Associated Cement Company Limited and their workmen which was received by the Central Government on the 26th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C.G.I.T. 13 of 1964

Employers in relation to M/s. Associated Cement Companies Ltd.,  
Nowrozabad Colliery, Kotma

AND

Their Workmen

PRESENT:

Shri Salim M. Merchant—*Presiding Officer*

APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

*Dated at Bombay, the 22nd day of June 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour and Employment's Order No. 5/2/64-LRII, dated 31st January 1964 made in exercise of the powers conferred under clause (d) of sub-section (1) of section 10 of Industrial Disputes Act, 1947 [(XIX) of 1947] was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

## SCHEDULE

- "(1) Whether Shri Amarnath Dixit was required to perform additional duties as a shift-in-charge in addition to his duties as a Commission Holder. If so, to what remuneration, if any, is he entitled?
- (2) Whether termination of services of Shri Amar Nath Dixit with effect from the 19th January, 1962 was justified? If not to what relief is he entitled."

2. On 19-6-1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT, Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. CGIT 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

#### BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery.

#### AND

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

May it please be Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Sl. No.	Govt. of India Ministry of Labour and Employment Order Dated ;	Notification No.	Published in Gazette of India, Part II, Section 3(ii)	
			Date	Page
1	30-12-1963	S.O. 84	4-1-1964	93
2	31-1-1964	S.O. 492	8-2-1964	650
3	31-1-1964	S.O. 497	8-2-1964	651
4	31-1-1964	S.O. 494	8-2-1964	650
5	31-1-1964	S.O. 496	8-2-1964	651
6	31-1-1964	S.O. 493	8-2-1964	650
7	31-1-1964	S.O. 495	8-2-1964	651
8	12-2-1964	S.O. 639	22-2-1964	863
9	18-2-1964	S.O. 713	29-2-1964	962
10	5-5-1964	S.O. 1651	16-5-1964	1963

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay-1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June 1964.

For & on behalf of the  
Kotma Colliery Mazdoor Sangh,  
P.O. Kotma Colliery.

For & on behalf of the Associated  
Cement Companies Ltd., Kotma  
Colliery, P.O. Kotma Colliery.

Sd/- K. B. CHOUGULE, President.

Sd/- J. H. BHARUCHA, Agent.  
[No. 5/2/64-L.R. II.]

**S.O. 2415.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay in the industrial disputes between the employers in relation to the Kotma Colliery of Messrs Associated Cement Companies Limited and their workmen which was received by the Central Government on the 25th June, 1964.

### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C.G.I.T. 12 of 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Kotma Colliery

AND

Their Workmen

**PRESENT:**

Shri Salim M. Merchant, Presiding Officer.

**APPEARANCES:**

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

*Dated at Bombay, the 22nd day of June, 1964.*

**INDUSTRY:** Coal Mining.

### AWARD

The Central Government by the Ministry of Labour and Employment's Order No. 5/2/64-LR.II, dated 31st January, 1964, made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

### SCHEDULE

"Whether transfer of Sarvashri Barkat Ali and Ramcharan of Loading Department to work as trammers is justified? If not, to what relief are they entitled?"

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT.

Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. CGIT 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

#### BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery.

#### AND

Its workmen as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Sl. No.	Govt. of India Ministry of Labour and Employment Order dated :	Notification	No.	Published in Gazette of India, Part II, Section 3(ii)	
				Date	Page
1	30-12-1963	S.O. 84	.	4-1-1964	93
2	31-1-1964	S.O. 492	.	8-2-1964	650
3	31-1-1964	S.O. 497	.	8-2-1964	651
4	31-1-1964	S.O. 494	.	8-2-1964	650
5	31-1-1964	S.O. 496	.	8-2-1964	651
6	31-1-1964	S.O. 493	.	8-2-1964	650
7	31-1-1964	S.O. 495	.	8-2-1964	651
8	12-2-1964	S.O. 639	.	22-2-1964	863
9	18-2-1964	S.O. 713	.	29-2-1964	962
10	5-5-1964	S.O. 1651	.	16-5-1964	1963

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1, above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay-1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June, 1964.

For & on behalf of the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

K. B. CHOUGULE,  
President.

For & on behalf of the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery.

J. H. BHARUCHA,  
Agent.

[No. 5/2/64-LRII]

S.O. 2416.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of Messrs Associated Cement Companies Limited and their workmen which was received by the Central Government on the 25th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C. G. I. T. 14 of 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Kotma Colliery,

AND

Their Workmen

PRESENT :

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES :

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

Dated at Bombay the 22nd day of June, 1964.

INDUSTRY : Coal Mining.

STATE : Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour and Employment's Order No. 5/2/64-LRII, dated 31st January, 1964, made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

## SCHEDULE

"Whether Sarvashri Bhagwat Prasad and Negiram were wrongfully stopped from work during the periods 31st December 1961 to 27th February 1962 and 16th November 1961 to 28th February 1962, respectively. If so, to what relief are they entitled?"

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.



3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to cost.

(Sd.) SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE A

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. CGIT 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

#### BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery.

#### AND

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Sl. No.	Govt. of India Ministry of Labour and Employment Order dated:	Notification No.	Published in Gazette of India, Part II, Section 3 (ii)	
			Date	Page
1	30-12-1963	S.O. 84	4-1-1964	93
2	31-1-1964	S.O. 492	8-2-1964	650
3	31-1-1964	S.O. 497	8-2-1964	651
4	31-1-1964	S.O. 494	8-2-1964	650
5	31-1-1964	S.O. 496	8-2-1964	651
6	31-1-1964	S.O. 493	8-2-1964	650
7	31-1-1964	S.O. 495	8-2-1964	651
8	12-2-1964	S.O. 639	22-2-1964	863
9	18-2-1964	S.O. 713	29-2-1964	962
10	5-5-1964	S.O. 1651	16-5-1964	1963

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A, of the Industrial Disputes Act, 1947 to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay-1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June 1964.*

For & on behalf of the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

K. B. CHOUGULE,  
President.

For & on behalf of the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery.

J. H. BHARUCHA,  
Agent.

[No. 5/2/64/LRII.]

**S.O. 2417.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of Messrs. Associated Cement Companies Limited and their workmen which was received by the Central Government on the 25th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C. G. I. T. 15 of 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad and Kotma Colliery.

AND

Their Workmen

PRESENT :

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES :

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

*Dated at Bombay, the 22nd day June 1964.*

INDUSTRY : Coal Mining.

STATE : Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour and Employment's Order No. 5/2/64-LRII dated the 31st January, 1964, made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

## SCHEDULE

"Whether the duties performed by Shri Ram Saroop Singh, Station Delivery Clerk involved working beyond 48 hours in a week. If so to what relief is he entitled and from what date?"

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned

therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'

4. No order as to costs.

(Sd.) SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY.

In the matter of Ref. Nos. CGIT 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

#### BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery

#### AND

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Sl. No.	Govt. of India Ministry of Labour and Employment Order dated	Notification No.	Published in Gazette of India, Part II, Section 3 (ii)	
			Date	Page
1	30-12-1963	S.O. 84	4-1-1964	93
2	31-1-1964	S.O. 492	8-2-1964	650
3	31-1-1964	S.O. 497	8-2-1964	651
4	31-1-1964	S.O. 494	8-2-1964	650
5	31-1-1964	S.O. 496	8-2-1964	651
6	31-1-1964	S.O. 493	8-2-1964	650
7	31-1-1964	S.O. 495	8-2-1964	651
8	12-2-1964	S.O. 639	22-2-1964	863
9	18-2-1964	S.O. 713	29-2-1964	962
10	5-5-1964	S.O. 1651	16-5-1964	1963

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation Bombay-1..

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June, 1964:

For & on behalf of the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

K. B. CHOUGULE,

President.

For & on behalf of the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery.

J. H. BHARUCHA,

Agent.

[No. 5/2/64-LR.II]

**S.O. 2418.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of M/s. Associated Cement Companies Limited and their workmen which was received by the Central Government on the 25th June, 1964.

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL,  
BOMBAY.**

REFERENCE No. C.G.I.T. 16 of 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Kotma Colliery,

AND

Their Workmen

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES:

*For the employer Companies* Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen:* Shri K B. Chougule, President Kotma Colliery Mazdoor Sangh.

*Dated at Bombay the 22nd day of June 1964.*

INDUSTRY: Coal Mining

STATE: Madhya Pradesh.

**AWARD**

The Central Government by the Ministry of Labour & Employment's Order No. 5/2/64-LR.II, dated 31st January 1964 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer the industrial disputes between the parties above named in respect of the subject matters specified in the following schedule to the said order:

**SCHEDULE**

"Is the management of Kotma Colliery justified in keeping Shri Abdul Rehman, Miner, out of job from the 7th January 1963? If not, to what relief is he entitled?"

2. On 19th June 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3 I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is therefore, disposed of as withdrawn in terms recorded in annexure 'A'

4 No order as to costs

Sd/- SALIM M. MERCHANT,  
Presiding Officer

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref Nos CGIT 2 of 1964 11 of 1964 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964 16 of 1964, 25 of 1964 28 of 1964 and 51 of 1964

#### BETWEEN

The Associated Cement Companies Limited Kotma Colliery P O Kotma Colliery

#### AND

Its workmen as represented by the Kotma Colliery Mazdoor Sangh, P O Kotma Colliery

May it please the Hon'ble Tribunal

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd. Kotma Colliery P O Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal

Serial No	Government of India Ministry of Labour and Employment order dated	Notification Number	Published in Gazette of India Part II, Sec 3(ii)	
			Date	Page
1	30-12-63	S O 84	4-1-64	93
2	31-1-64	S O 492	8-2-64	650
3	31-1-64	S O 497	8-2-64	651
4	31-1-64	S O 494	8-2-64	650
5	31-1-64	S O 496	8-2-64	651
6	31-1-64	S O 493	8-2-64	650
7	31-1-64	S. O. 495	8-2-64	651
8	12-2-64	S O 639	22-2-64	863
9	18-2-64	S O 713	29-2-64	962
10	5-5-64	S O 1651	16-5-64	1963

2 And whereas the said disputes are pending adjudication before this Hon'ble Tribunal,

3 And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India residing at 'Bruz Ara' Churchgate Reclamation, Bombay 1

4 And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June, 1964.*

For & on behalf of the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

(K. B. CHOUGULE)  
President.

For & on behalf of the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery;

(J. H. BHARUCHA),  
Agent.

[No. 5/2/64-LR.II]

**S.O. 2419.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of Messrs Associated Cement Companies Limited and their workmen which was received by the Central Government on the 25th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C. G. I. T. 28 of 1964

Employers in relation to the Kotma Colliery of M/s. Associated Cement Companies Ltd.,

AND

Their Workmen

PRESENT:

Shri Salim M. Merchant, Presiding Officer

APPEARANCES:

*For the employer Company:* Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen:* Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

*Dated at Bombay the 23rd day of June 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 5/2/64-LR.II dated 18th February, 1964 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

## SCHEDULE

Whether the transfer of Shri B. K. Mishra as a 'C' Grade Clerk from the Underground Department on the 4th September, 1960, resulting in a loss of Rs. 6/- per mensem to him, was justified? If not, to what relief is the workman entitled?

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed

hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute and the other dispute mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. CGIT 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

#### BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P. O. Kotma Kotma Colliery.

#### AND

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P. O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Limited, Kotma Colliery, P. O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Serial No.	Government of India Ministry of Labour and Employment Order dated	Notification No.	Published in Gazette of India, Part II, Sec. 3 (ii)	Date	Page
1	30-12-1963	S. O. 84	4-1-64	93	
2	31-1-1964	S. O. 492	8-2-1964	650	
3	31-1-1964	S. O. 497	8-2-1964	651	
4	31-1-1964	S. O. 494	8-2-1964	650	
5	31-1-1964	S. O. 496	8-2-1964	651	
6	31-1-1964	S. O. 493	8-2-1964	650	
7	31-1-1964	S. O. 495	8-2-1964	651	
8	12-2-1964	S. O. 639	22-2-1964	863	
9	18-2-1964	S. O. 713	29-2-1964	962	
10	5-5-1964	S. O. 1651	16-5-1964	1963	

2. And Whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And Whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1, above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Fruze Ara', Churchgate Reclamation, Bombay-1;

4. And Whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June, 1964.

For & on behalf of the Kotma  
Colliery Mazdoor Sangh, P.O. Kotma  
Colliery.

K. B. CHOUGULE,  
President.

For & on behalf of the Associated  
Cement Companies Ltd., Kotma  
Colliery, P.O. Kotma Colliery.

J. H. BHARUCHA,  
Agent.

[No. 5/2/64-L.R.II]

**S.O. 2420.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of Messrs Associated Cement Companies Limited and their workmen which was received by the Central Government on the 25th June, 1964.

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY**

REFERENCE No. C.G.I.T. 25 OF 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Kotma Colliery.

AND

Their Workmen.

PRESENT:

Shri Salim M. Merchant—Presiding Officer.

APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

Dated at Bombay the 23rd day of June 1964

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

**AWARD**

The Central Government by the Ministry of Labour & Employment's Order No. 5/2/64-LRII, dated the 12th February 1964 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

**SCHEDULE**

"Whether termination of services of all or any of the following workers is justified? If not, to what relief are they entitled?"

1. Shri Ram Garib.
2. Shri Dwarka Prasad.
3. Shri Shiv Sarojan.
4. Shri Kandhai Ram.
5. Shri Bhagwat.
6. Shri Sawanideen.
7. Shri Chediram.
8. Shri Vikramdutt.
9. Shri Tilakraj.
10. Shri Shankar Roy.
11. Shri S. R. Mehra.
12. Shri Amjad Ali.
13. Shri Joseph.
14. Shri Ramtirath.
15. Shri R. K. Sen.
16. Shri Akall.



17. Shri Andev, S/o Bharosa.
18. Lallo Prasad.
19. Shri Vishnoo Prasad.
20. Shri Ansuya Prasad."

2. On 19th June 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY.

In the matter of Ref. Nos. C.G.I.T. 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

#### BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery.

#### AND

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P. O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P. O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Serial No.	Government of India, Ministry of Labour and Employment Order dated	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1	30-12-1963 . . . . .	S.O. 84	4-1-1964	93
2	31-1-1964 . . . . .	S. O. 492	8-2-1964	650
3	31-1-1964 . . . . .	S. O. 497	8-2-1964	651
4	31-1-1964 . . . . .	S. O. 494	8-2-1964	650
5	31-1-1964 . . . . .	S. O. 496	8-2-1964	651
6	31-1-1964 . . . . .	S. O. 493	8-2-1964	650
7	31-1-1964 . . . . .	S. O. 495	8-2-1964	651
8	12-2-1964 . . . . .	S. O. 639	22-2-1964	863
9	18-2-1964 . . . . .	S. O. 713	29-2-1964	962
10	5-5-1964 . . . . .	S. O. 1651	16-5-1964	1963

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June 1964.

For & on behalf of the  
Kotma Colliery Mazdoor  
Sangh, P.O. Kotma Colliery.

K. B. CHOUGULE,  
President.

For & on behalf of the Associated  
Cement Companies Ltd., Kotma  
Colliery, P. O. Kotma Colliery:

J. H. BHARUCHA,  
Agent.

[No. 5/2/64-LR.II].

**S.O. 2421.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery, P.O. Nowrozabad, District Shadnol, Madhya Pradesh and their workmen which was received by the Central Government on the 30th June, 1964.

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C.G.I.T. 7 of 1963

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,

AND

Their Workmen

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sankh.

*Dated at Bombay the 23rd day June 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

#### AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 1/32/62-LR.II dated 2-3-63 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

#### SCHEDULE

'Whether there existed a practise for the workshop employees employed by the Nowrozabad Colliery of working for seven hours only on the day of the "Bhujalia" ceremony and the day of "Janmashtami" and getting wages for 8 hours on these days? If so, whether the deductions made by the management of one hour's wages in respect of the 16th August, 1962 and the 23rd August, 1962 were justified. If not, to what relief are the workmen entitled?'

2. On 19-6-1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. C.G.I.T. 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.)

AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.)

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal:

S. No.	Govt. of India Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Section 3 (ii)	
			Date	Page
1	6-11-1962	S.O. 3410	10-11-1962	3707
2	2-3-1963	S.O. 621	9-3-1963	723
3	27-4-1963	S.O. 1270	4-5-1963	1440
4	6-9-1963	S.O. 2598	14-9-1963	3304
5	8-10-1963	S.O. 2981	19-10-1963	3786 to 87
6	23-10-1963	S.O. 3098	2-11-1963	3911
7	8-10-1963	S.O. 2982	19-10-1962	3787
8	4-1-1964	S.O. 166	21-1-1964	179
9	19-2-1964	S.O. 715	29-2-1964	963
10	15-4-1964	S.O. 1406	25-4-1964	1653
11	2-5-1964	S.O. 1582	9-5-1964	1855
12	2-5-1964	S.O. 1581	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And Whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at Firuz Ara, Churchgate Reclamation, Bombay 1;

4. And Whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June 1964.

For & on behalf of the Nowrozabad Colliery Mazdoor Sangh:

For & on behalf of the Associated Cement Companies Limited, Nowrozabad

K. B. CHOUGULE,  
General Secy.

J. H. BHARUCHA,  
Agent.

[No. 1/32/62/LRII.]

**S.O. 2422.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of Messrs Associated Cement Companies Limited, Kotma and their workmen which was received by the Central Government on the 26th June, 1964.

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. CGIT-2 OF 1964

M/s. Associated Cement Companies Limited, Kotma Colliery.

AND

Their Workmen

Presiding Officer.

PRESENT:

APPEARANCES:

*For the employers.*—Shri J. H. Bharucha, Agent, Nowrozabad and Kotma Collieries with Sarvashri G. L. Govil and N. S. Kapoor, Personnel Officers.

*For the workmen.*—Shri K. B. Chougule, President, Kotma Colliery Mazdoor Sangh.

*Dated at Bombay, the 23rd day of June 1964.*

#### AWARD

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

The Central Government by the Ministry of Labour and Employment's Order No. 8/159/63-LRII dated 30th December 1963, made in exercise of the powers conferred under clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial disputes between the parties above named in respect of the subject matters specified in the following schedule to the said order:

#### SCHEDULE

"1. Whether the members of the time office staff listed in Annexure A were required to work all the seven days in the week from January, 1956 to the 20th August, 1960; and if so, whether they are entitled to get any extra wages for this period?

2. Whether the office peons listed in Annexure B were required to work all the seven days in the week during the period from 26th May, 1956 to the 20th August, 1960 and if so, whether they are entitled to get any extra wages for this period?

3. Whether the Watchmen listed in Annexure C were required to work all the seven days in the week during the period 26th May, 1956 to 20th August 1960, and if so, whether they are entitled to get any extra wages for this period?

4 Whether Shri Pathak, Clerk and Shri Bisaswar Prasad, issuer of the Magazine Department, were required to work all the seven days in the week during the period 26th May, 1956 to the 20th August, 1960; and if so whether they are entitled to get any extra wages for this period?

## ANNEXURE 'A'

Shri C. R. Das Gupta	.	.	.	.	Clerk	Time	Office
Shri R. N. Bose	.	.	.	.	"	"	"
Shri S. N. Chakraborty	.	.	.	.	"	"	"
Shri D. K. Rai	.	.	.	.	"	"	"
Shri B. K. Mishra	.	.	.	.	"	"	"
Shri T. N. Mitra	.	.	.	.	"	"	"
Shri Bholaram Gupta	.	.	.	.	"	"	"
Shri A. B. Singh (Sr.)	.	.	.	.	"	"	"
Shri L. R. Dasgupta	.	.	.	.	"	"	"
Shri Than Singh	.	.	.	.	"	"	"
Shri R. K. Som	.	.	.	.	"	"	"
Shri Khare	.	.	.	.	"	"	"
Shri Gaffur	.	.	.	.	Issuer	"	"

## ANNEXURE 'B'

Shri Jaibhan Singh	.	.	.	.	Peon	Time	Office
Shri Jagathram Singh	.	.	.	.	"	"	"
Shri M. K. Verghese	.	.	.	.	"	"	"
Shri Tok Singh	.	.	.	.	"	"	"
Shri Dalpratap Singh	.	.	.	.	"	"	"
Shri V. Kuttan	.	.	.	.	"	Main	Office
Shri Indrapal Singh	.	.	.	.	"	"	"
Shri Jainath Singh	.	.	.	.	"	"	"

## ANNEXURE 'C'

Shri Hyat Singh	.	.	.	.	Token No.	454	Watchman
Shri Ayodhya Pd.	.	.	.	.		435	"
Shri Bhagwandas	.	.	.	.		436	"
Shri Budhsen Pd.	.	.	.	.		437	"
Shri Jhabar Singh	.	.	.	.		438	"
Shri Lalman Pandey	.	.	.	.		439	"
Shri Mangal Singh	.	.	.	.		440	"
Shri Nain Singh	.	.	.	.		441	"
Shri Pardeshi	.	.	.	.		442	"
Shri Parasnath	.	.	.	.		443	"
Shri Ram Singh	.	.	.	.		444	"
Shri Rameswar Singh	.	.	.	.		445	"
Shri Ramrasile Sharma	.	.	.	.		446	"
Shri Rambiswas Pandey	.	.	.	.		447	"
Shri Surajpal Singh	.	.	.	.		448	"
Shri Shew Pd.	.	.	.	.		449	"
Shri Shanker Singh	.	.	.	.		450	"
Shri Samerjeet Singh	.	.	.	.		451	"
Shri Surajdeen	.	.	.	.		452	"
Shri Taj Mohd	.	.	.	.		453	"
Shri Tekchand	.	.	.	.		454	"

2 On 19-6-1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,

Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY.

In the matter of Ref. Nos. CGIT 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

#### BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery.

#### AND

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Serial No.	Govt. of India, Ministry of Labour and Employment Order dated	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1	30-12-1963	S. O. 84	4-1-1964	93
2	31-1-1964	S. O. 492	8-2-1964	650
3	31-1-1964	S. O. 497	8-2-1964	651
4	31-1-1964	S. O. 494	8-2-1964	650
5	31-1-1964	S. O. 496	8-2-1964	651
6	31-1-1964	S. O. 493	8-2-1964	650
7	31-1-1964	S. O. 495	8-2-1964	651
8	12-2-1964	S. O. 639	22-2-1964	863
9	18-2-1964	S. O. 713	29-2-1964	962
10	5-5-1964	S. O. 1651	16-5-1964	1963

2. And Whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And Whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notification referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And Whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay, the 19th day of June 1964*

For & on behalf of the Kotma  
Colliery Mazdoor Sangh, P.O. Kotma Colliery.

For & on behalf of the Associated  
Cement Companies Ltd., Kotma Colliery.  
P.O. Kotma Colliery.

K. B. CHOUGULE, President.

J. H. BHARUCHA, Agent.

[No. 8/159/63-LR.II.]

**S.O. 2423.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of Messrs Associated Cement Companies Limited, Nowrozabad, District Shahdol, M.P. and their workmen which was received by the Central Government on the 30th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C. G. I. T. 31 of 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,

AND

Their Workmen

PRESENT

Shri Salim M. Merchant, Presiding Officer.

## APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

*Dated at Bombay the 23rd day of June 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 5/54/63-LR.II dated 19th February, 1964 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

## SCHEDULE

'Whether Shri L. P. Gupta, Store Clerk, was required to work on the weekly days of rest and other holidays during the period 1st January, 1956 to 28th February, 1962 and if so, whether he is entitled to get any extra wages on this account?'

2. On 19th June, 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4 No order as to costs

Sd/- SALIM M MERCHANT,  
Presiding Officer.

# ANNEXURE 'A'

## BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

# BETWEEN

The Associated Cement Companies Ltd, Nowrozabad Colliery, P O Nowrozabad (M.P.).

# AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd, Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal;

Serial No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)		
			Date	Page	
1	6-11-1962	S.O.	3410	10-11-62	3707
2	2-3-1963	S.O.	621	9-3-1963	723
3	27-4-1963	S.O.	1270	4-5-1963	1440
4	6-9-1963	S.O.	2598	14-9-1963	3304
5	8-10-1963	S.O.	2981	19-10-1963	3786 to 87
6	23-10-1963	S.O.	3098	2-11-1963	3911
7	8-10-1963	S.O.	2982	19-10-1963	3787
8	4-1-1964	S.O.	166	11-1-1964	179
9	19-2-1964	S.O.	715	29-2-1964	963
10	15-4-1964	S.O.	1406	25-4-1964	1653
11	2-5-1964	S.O.	1582	9-5-1964	1855
12	2-5-1964	S.O.	1581	9-5-1964	1855

2 And whereas the said disputes are pending adjudication before this Hon'ble Tribunal.

3 And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F Jeejeebhoy Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay-1;

4 And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;



5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June, 1964.*

For & on behalf of the  
Nowrozabad Colliery  
Mazdoor Sangh:

For & on behalf of the Associated  
Cement Companies Limited,  
Nowrozabad Colliery:

K. B. CHOUGULE, General Secy.

J. H. BHARUCHA, Agent.

[No. 5/54/63-LR.II.]

**S.O. 2424.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of the Associated Cement Companies Ltd., P.O. Nowrozabad District Shahdol, Madhya Pradesh and their workmen which was received by the Central Government on the 25th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C. G. I. T. 51 OF 1963

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,

AND

Their Workmen

PRESENT

Shri Salim M. Merchant, Presiding Officer.

## APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

*Dated at Bombay the 23rd day of June 1964.*

INDUSTRY : Coal Mining.

STATE: Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 1/9/63-LR.II dated 8th October, 1963 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

## SCHEDULE

'Whether Sarvashri Sitaram and Halkey Ram, 1st Class Boiler Attendants, have been required by the management of the said Colliery to discharge the work of shift engineers.'

'Whether, in view of the said work so far done by them, they should be designated as shift Incharge engineers and paid wages in that grade and, if so, from what date?'

2. On 19th June, 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

#### BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.).

#### AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal:

Serial No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)		
			Date	Page	
1	6-11-1962	S.O.	3410	10-11-62	3707
2	2-3-1963	S.O.	621	9-3-1963	723
3	27-4-1963	S.O.	1270	4-5-1963	1440
4	6-9-1963	S.O.	2598	14-9-1963	3304
5	8-10-1963	S.O.	2981	19-10-1963	3786
6	23-10-1963	S.O.	3098	2-11-1963	to 87
7	8-10-1963	S.O.	2982	19-10-1963	3911
8	4-1-1964	S.O.	166	11-1-1964	3787
9	19-2-1964	S.O.	715	29-2-1964	179
10	15-4-1964	S.O.	1406	25-4-1964	963
11	2-5-1964	S.O.	1582	9-5-1964	1653
12	2-5-1964	S.O.	1581	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June, 1964.*

For & on behalf of the  
Nowrozabad Colliery  
Mazdoor Sangh:

For & on behalf of the Associated  
Cement Companies Limited,  
Nowrozabad Colliery:

K. B. CHOUGULE, General Secy.

J. H. BHARUCHA, Agent.

[No. 1/9/63-LR.II.]

**S.O. 2425.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of the Associated Cement Companies Ltd., P.O. Nowrozabad District Shahdol, Madhya Pradesh and their workmen which was received by the Central Government on the 25th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C. G. I. T. 40 OF 1963

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,

**AND**

Their Workmen

PRESENT

Shri Salim M. Merchant, Presiding Officer.

## APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

*Dated at Bombay the 23rd day of June 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 1/9/63-LR.II dated 8th October, 1963 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

## SCHEDULE

'Whether Shri Namliyya, a workman in the Survey Department of the said Colliery has been wrongfully designated as mazdoor; if so, to what relief is the workman entitled and from what date?'

2. On 19th June, 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,

Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

#### BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.).

#### AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal;

Serial No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1	6-11-1962	S.O. 3410	10-11-1962	3707
2	2-3-1963	S.O. 621	9-3-1963	723
3	27-4-1963	S.O. 1270	4-5-1963	1440
4	6-9-1963	S.O. 2598	14-9-1963	3304
5	8-10-1963	S.O. 2981	19-10-1963	3786
				to 87
6	23-10-1963	S.O. 3098	2-11-1963	3911
7	8-10-1963	S.O. 2982	19-10-1963	3787
8	4-1-1964	S.O. 166	11-1-1964	179
9	19-2-1964	S.O. 715	29-2-1964	963
10	15-4-1964	S.O. 1406	25-4-1964	1653
11	2-5-1964	S.O. 1582	9-5-1964	1855
12	2-5-1964	S.O. 1581	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notification referred to in Paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June, 1964.*

For & on behalf of the  
Nowrozabad Colliery  
Mazdoor Sangh:

K. B. CHOUGULE, General Secy.

For & on behalf of the Associated  
Cement Companies Limited,  
Nowrozabad Colliery:

J. H. BHARUCHA, Agent.

[No. 1/9/63/LR.II.]

**S.O. 2426.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of Messrs Associated Cement Companies Ltd., P.O. Nowrozabad, District Shahdol, Madhya Pradesh and their workmen which was received by the Central Government on the 25th June, 1964.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C.G.I.T. 3 of 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,

AND

Their Workmen

PRESENT

Shri Salim M. Merchant, Presiding Officer.

**APPEARANCES:**

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

*Dated at Bombay the 23rd day of June 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

**AWARD**

The Central Government by the Ministry of Labour & Employment's Order No. 5/42/63-LR.II dated 4th January, 1964 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

**SCHEDULE**

1. Whether the dismissal of Shri Bedram, Electrical Apprentice of the Nowrozabad Colliery by the management of the said Colliery with effect from the 6th October, 1962 was justified?

2. If not, to what relief is the workman entitled?

2. On 19th June, 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date copy of which annexed hereto and marked annexure 'A' in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4 No order as to costs.

Sd/- SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

#### BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.).

#### AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notification (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the Sangh) under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal:

Serial No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1	6-11-1962	S.O. 3410	10-11-1962	3707
2	2-3-1963	S.O. 621	9-3-1963	723
3	27-4-1963	S.O. 1270	4-5-1963	1440
4	6-9-1963	S.O. 2598	14-9-1963	3304
5	8-10-1963	S.O. 2981	19-10-1963	3786
				to 87
6	23-10-1963	S.O. 3098	2-11-1963	3911
7	8-10-1963	S.O. 2982	19-10-1963	3787
8	4-1-1964	S.O. 166	11-1-1964	179
9	19-2-1964	S.O. 715	29-2-1964	963
10	15-4-1964	S.O. 1406	25-4-1964	1653
11	2-5-1964	S.O. 1582	9-5-1964	1855
12	2-5-1964	S.O. 1581	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notification referred to in Paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Tiruz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June, 1964.*

For & on behalf of the  
Nowrozabad Colliery  
Mazdoor Sangh:

For & on behalf of the Associated  
Cement Companies Limited,  
Nowrozabad Colliery:

K. B. CHOUGULE, General Secy.

J. H. BHARUCHA, Agent.

[No. 5/42/63-LRII.]

**S.O. 2427.**—In pursuance of section 17 of the Industrial Disputes Act 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of Messrs. Associated Cement Companies Limited, Nowrozabad, District Shahdol, Madhya Pradesh and their workmen which was received by the Central Government on the 25th June, 1964.

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY.**

REFERENCE NO. C. G. I. T. 41 of 1962.

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,

AND

Their Workmen

**PRESENT:**

Shri Salim M. Merchant—*Presiding Officer.*

**APPEARANCES:**

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad and Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen, and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

*Dated at Bombay, the 23rd day of June 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

**AWARD.**

The Central Government by the Ministry of Labour and Employment's Order No. 1/1/62-LRII, dated 6th November, 1962, made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

**SCHEDULE**

1. Is the demand for payment of overtime wages for the work performed by Shri Abhairaj Sing, Oil Issuer from January, 1956, to December, 1959, justified? If so, to what relief he is entitled?

2. Whether Shri Sitaram, Labour Supervisor, had to perform additional work for at least four hours per day from the 1st January, 1957, to the 20th August, 1960, and if so, whether he is entitled to get any extra wages for this period?

3. Whether Sarvashri W. K. Sheikhdar, Kesab Prasad, R. S. Agarwal or any member of the Time Office staff were required to work all the seven days in the week from January, 1956, to the 20th August, 1960, and if so, whether they are entitled to get any extra wages for this period?

(4) Whether the office peons were required to work for all the seven days in the week for the period 26th May, 1956, to the 20th August, 1960, and if so, whether they are entitled to get any extra wages for this period?

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY.

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, of 1964, 31 of 1964, 45 of 1964, 47 of 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of

#### BETWEEN.

The Associated Cement Companies Ltd., Nowrozabad Colliery, P. O. Nowrozabad (M.P.).

#### AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P. O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1) (d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Serial No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1	6-11-1962	S.O.	3410	10-11-62 3707
2	2-3-1963	S.O.	621	9-3-1963 723
3	27-4-1963	S.O.	1270	4-5-1963 1440
4	6-9-1963	S.O.	2598	14-9-1963 3304
5	8-10-1963	S.O.	2981	19-10-1963 3786 to 87
6	23-10-1963	S.O.	3098	2-11-1963 3911
7	8-10-1963	S.O.	2982	19-10-1963 3787
8	4-1-1964	S.O.	166	11-1-1964 179
9	19-2-1964	S.O.	715	29-2-1964 963
10	15-4-1964	S.O.	1406	25-4-1964 1653
11	2-5-1964	S.O.	1582	9-5-1964 1855
12	2-5-1964	S.O.	1581	9-5-1964 1855



2 And Whereas the said disputes are pending adjudication before this Hon'ble Tribunal,

3 And Whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at Firuz Ara', Churchgate Reclamation, Bombay 1.

4 And Whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above,

5 The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal

*Dated at Bombay this 19th day of June, 1964*

For and on behalf of the Nowroza-  
bad Colliery Mazdoor Sangh

For and on behalf of the Associated  
Cement Companies Limited, Now-  
rozabad Colliery.

J H BHARUCHA,  
Agent

K B CHOUGULE,  
General Secretary

[No 1/1/62-LR II]

**S.O. 2428.**—In pursuance of section 17 of the Industrial Disputes Act, 1947, (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery (Post Office Nowrozabad) and their workmen which was received by the Central Government on the 30th June, 1964

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE NO CGIT 48 OF 1964

Employers in relation to

M/s Associated Cement Companies Ltd, Nowrozabad Colliery,

AND

Their Workmen

PRESENT.

Shri Salim M Merchant—*Presiding Officer*  
APPEARANCES

*For the employer Company*—Shri J H Bharucha, Agent, Nowrozabad and  
Kotma Collieries with Sarvashri G L Govil and M S Kapoor, Per-  
sonnel Officers

*For the Workmen*—Shri K B Chougule, General Secretary with Shri R K  
Singh and Sarvashri A K Sen and G R Swami Secretaries of Now-  
rozabad Colliery Mazdoor Sangh

*Dated at Bombay the 23rd day of June, 1964*

INDUSTRY Coal Mining

STATE Madhya Pradesh

## AWARD

The Central Government by the Ministry of Labour and Employment's Order No 1/10/64-LR II, dated 2nd May, 1964, made in exercise of the powers conferred under Clause (d) of sub section (1) of Section 10 of the Industrial Disputes Act, 1947, (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order.

## SCHEDULE

1. 'Whether the trammers employed in the Colliery are entitled to any relief on account of work of coupling, signalling and setting of points etc., done by them in the course of their duties?'

2. If so, to what extent, and from what date?

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

## ANNEXURE 'A'

## BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY.

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

## BETWEEN.

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.).

## AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1) (d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Serial No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Sec. 3(n)		
			Date	Page	
1	6-11-1962	S.O.	3410	10-11-62	3707
2	2-3-1963	S.O.	621	9-3-1963	723
3	27-4-1963	S.O.	1270	4-5-1963	1440
4	6-9-1963	S.O.	2598	14-9-1963	3304
5	8-10-1963	S.O.	2981	19-10-1963	3786 to 87
6	23-10-1963	S.O.	3098	2-11-1963	3911
7	8-10-1963	S.O.	2982	19-10-1963	3787
8	4-1-1964	S.O.	166	11-1-1964	179
9	19-2-1964	S.O.	715	29-2-1964	963
10	15-4-1964	S.O.	1406	25-4-1964	1653
11	2-5-1964	S.O.	1582	9-5-1964	1855
12	2-5-1964	S.O.	1581	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June 1964.

For and on behalf of the Nowrozabad  
Colliery Mazdoor Sangh:

For and on behalf of the Associat-  
ed Cement Companies Limited,  
Nowrozabad Colliery:

J. H. BHARUCHA,  
Agent.

K. G. CHOUGULE,  
General Secretary.

No. 1/10/64/LR-II.]

**S.O. 2429.**—In pursuance of section 17 of the Industrial Disputes Act, 1947, (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad, Colliery of Associated Cement Companies Limited, Post Office Nowrozabad (District Shahdol, Madhya Pradesh) and their workmen which was received by the Central Government on the 30th June, 1964.

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY.

REFERENCE No. C. G. I. T. 35 of 1963.

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,

AND

Their Workmen

PRESENT:

Shri Salim M. Merchant.—*Presiding Officer.*

APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent, Nowrozabad and Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

*Dated at Bombay, the 23rd day of June, 1964.*

INDUSTRY: Coal Mining.

STATE: Madhya Pradesh.

#### AWARD.

The Central Government by the Ministry of Labour and Employment's Order No. 5/32/63-L.R. II, dated 6th September, 1963, made in exercise of the powers conferred under Clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

#### SCHEDULE

(1) Whether the demand for higher grades, special increments etc., as set out in Annexure 'A' in respect of monthly paid staff listed therein is justified. If so, to what extent?

(2) Whether the demand for revision of categories and higher wages as set out in Annexure 'B' in respect of daily rated employees listed therein is justified. If so, to what extent?

## ANNEXURE 'A'

	Name	Present Grade	Grade Demanded
1	Shri R. S. Chaturvedi . . . . .	B	100—8—140—EB—10—200
2	" John Joseph . . . . .	Cat. X	Do.
3	" S. L. Gopal . . . . .	A	Biennial increments
4	" W. K. Shekdar . . . . .	B	A
5	" M. L. Vishkarma . . . . .	B	A
6	" L. P. Gupta . . . . .	C	A
7	" D. L. Chakravarty . . . . .	C	A
8	" C. D. Ghosh . . . . .	C	B
9	" Gurunam Singh . . . . .		
10	" N. K. Mukherjee . . . . .		
11	" Charan Singh . . . . .	—	Special Grade with ceiling at Rs. 200/-
12	" R. P. Pandey . . . . .	B	A
13	" M. L. Khare . . . . .	B	A
14	" G. Mozumdar . . . . .		
15	" G. R. Swamy . . . . .		
16	" Hitendra Singh . . . . .		
17	" S. K. Mukherjee . . . . .		
18	" Makarand Prasad . . . . .	C	B
19	" M. D. Surti . . . . .		
20	" S. S. Dass . . . . .		
21	" Jaidayal . . . . .		
22	" V. N. Singh . . . . .		
23	" Iswar Singh . . . . .		
24	" Ratnakar Singh . . . . .		
25	" Mahoo Prasad . . . . .	Awarded Gr. III	B
26	" Mohan . . . . .	Do.	
27	" B. L. Yadav . . . . .	C	A
28	" A. K. Sen . . . . .		
29	" T. K. Bishnoo . . . . .		
30	" Shambhoo Singh . . . . .	B	A

## ANNEXURE 'B'

Workshop Department		Sales of pay and Category Demand	
I		2	
1	Shri Hanif—Welder . . . . .	2.75	Cat. IX
2	" Nahar Singh—Turner . . . . .		Proper fitment
3	" Sunderlal—C.W.M. . . . .	2.75	Cat. IX
4	" Budhoolal—Moulder . . . . .	Rs. 85/-	Basic Cat. X
5	" Bhelu—B/smith . . . . .	Rs. 1.87	Cat. VII
6	" Ramprasad—B/smith . . . . .	Rs. 2.75	Cat. IX
7	" Nirpath—B/smith . . . . .	Rs. 1.87	Cat. VII
8	" Satilal—B/smith . . . . .		
9	" Kampati—B/smith . . . . .		
10	" Gahabar—B/smith . . . . .		
11	" Sukhdeo—B/smith . . . . .		
12	" Gayaprasad—B/smith . . . . .		
13	" Mewalal—B/smith . . . . .		
14	" Rambisal—B/smith . . . . .		
15	" Dhanoo—B/smith . . . . .		
16	" Nathulal—B/smith . . . . .		

	I	2
17	Shri Babulal—Fitter . . . . .	Rs. 85/- Basic Cat. X
18	„ Gangacharan—C.W.M. . . . .	Rs. 1·87 Cat. VII
19	„ Damroolal—Asst. Fitter . . . . .	Rs. 1·87 Cat. VII
20	„ Banwarilal—Carpenter . . . . .	Cat. IX
21	„ Ramadhin—Moulder . . . . .	Rs. 2·75 Cat. IX
22	„ Bhagwandin—C. W. Mechanic . . . . .	Rs. 1·87 Cat. VII
<i>Power House Department</i>		
1	Shri Ganga—Fireman . . . . .	Rs. 1·87 Cat. VII
2	„ Bisali—Fireman . . . . .	Do.
3	„ Sudhoo—Fireman . . . . .	Do.
4	„ Belaprasad—Fireman . . . . .	Rs. 85/- Basic Cat. X
5	„ Chotelal—Fireman . . . . .	Rs. 1·87 Cat. VII
6	„ Thingai—Fireman . . . . .	Do.
7	„ S. K. Das—Oil issuer . . . . .	Clerical Grade III
8	„ Ramkumar Singh—Elect. Fitter . . . . .	Rs. 2·75 Cat. IX
9	„ Milan—Fitter . . . . .	Do.
10	„ Sunil—Fitter . . . . .	Do.
11	„ Piyaralal—Elec. Fitter . . . . .	Rs. 2·75 Cat. IX
12	„ Babulal—Motor winder . . . . .	Do.
13	„ Ramsahai—Helper . . . . .	Rs. 1·87 Cat. VII
14	„ Harsaran Singh—Elec. Fitter . . . . .	Do.

#### Coal Cutting Machine Department

1. Moti—C.C.M. Fitter.

Rs. 2·75 Cat. IX.

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE "A"

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY.

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

#### BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.)

#### AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Where as the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its

Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (herein-after referred to as the 'Sangh') under Section 10(1) (d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Sr. No.	Govt. of India, Ministry of Labour & Employment, Order dated	Notification No.	Published in Gazette of India, Part II Section 3(ii)	
			Date	Page
1	6-11-62.	S.O. 3410	10-11-62	3707
2	2-3-63.	S.O. 621	9-3-63	723
3	27-4-63.	S.O. 1270	4-5-63	1440
4	6-9-63.	S.O. 2598	14-9-63	3304
5	8-10-63.	S.O. 2981	19-10-63	3786 to 3787
6	23-10-63.	S.O. 3098	2-11-63	3911
7	8-10-63.	S.O. 2982	19-10-63	3787
8	4-1-64.	S.O. 166	11-1-64	179
9	19-2-64.	S.O. 715	29-2-64	963
10	15-4-64.	S.O. 1406	25-4-64	1653
11	2-5-64.	S.O. 1582	9-5-64	1855
12	2-5-64.	S.O. 1581	9-5-64	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay, this 19th day of June, 1964.*

For and on behalf of the Associated Cement Companies Limited, Nowrozabad Colliery:

J. H. BHARUCHA,  
Agent.

For and on behalf of the Nowrozabad Colliery Mazdoor Sangh:

K. B. CHOUGULE,  
General Secretary.

[No. 5/32/63/LRII.]

**S.O. 2430.**—In pursuance of section 17 of the Industrial Disputes Act, 1947, (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of M/s. Associated Cement Companies Limited, Kotma and their workmen which was received by the Central Government on the 25th June, 1964.

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY.

REFERENCE No. C. G. I. T. 51 OF 1962.

Employers in relation to

M/s. Associated Cement Companies Ltd., Kotma Colliery.

AND

Their Workmen

**PRESENT:**

Shri Salim M. Merchant.—*Presiding Officer.*

**APPEARANCES:**

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad and Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.

*Dated at Bombay, the 23rd day of June, 1964.*

STATE : Madhya Pradesh.

INDUSTRY : Coal Mining

**AWARD**

The Central Government by the Ministry of Labour and Employment's Order No. 5/3/64-LR. II, dated 5th May, 1964, made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

**SCHEDULE**

1. "Whether the management of the Kotma Colliery is justified in retrenching the following workmen with effect from the 25th January, 1964:—"

1. Shri Samarjeet Singh, Coal Cutting Machine Driver.
2. Shri Dhandoo, Coal Cutting Machine Driver.
3. Shri Lalbhadur, Coal Cutting Machine Mazdoor.
4. Shri Puranmashi, Coal Cutting Machine Mazdoor.
5. Shri Patit Pal, Coal Cutting Machine Mazdoor.

2. If not, to what relief are the workmen entitled.

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of the industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
*Presiding Officer.*

**ANNEXURE 'A'**

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY**

In the matter of Ref. Nos. CGIT 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964 and 51 of 1964.

**BETWEEN**

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery

**AND**

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery (hereinafter referred to as the 'Company')

and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

S. No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Section. 3(ii)	
			Date	Page
1	30-12-1963	S.O. 84	4-1-1964	93
2	31-1-1964	S.O. 492	8-2-1964	650
3	31-1-1964	S.O. 497	8-2-1964	651
4	31-1-1964	S.O. 494	8-2-1964	650
5	31-1-1964	S.O. 496	8-2-1964	651
6	31-1-1964	S.O. 493	8-2-1964	650
7	31-1-1964	S.O. 495	8-2-1964	651
8	12-2-1964	S.O. 639	22-2-1964	863
9	18-2-1964	S.O. 713	29-2-1964	962
10	5-5-1964	S.O. 1651	16-5-1964	1963

2. And whereas the said disputes are pending adjudication before the Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notification referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June 1964.

For & on behalf of the  
Kotma Colliery Mazdoor  
Sangh, P.O. Kotma Colliery.

K. B. Chougule  
President.

For & on behalf of the Associated  
Cement Companies Ltd., Kotma  
Colliery, P.O. Kotma Colliery

J. H. Bharucha  
Agent.

[No. 5/3/64/LRI.]

**S.O. 2431.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery, P.O. Nowrozabad, District Shadol (Madhya Pradesh) and their workmen which was received by the Central Government on the 30th June, 1964.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C.G.I.T. 45 OF 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery.

And

Their Workmen

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.



*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

Dated at Bombay the 23rd day of June 1964

INDUSTRY : Coal Mining

STATE : Madhya Pradesh.

#### AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 1/5/64-LR.II dated 15th April 1964 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

#### SCHEDULE

'Whether the loco helpers employed in Nowrozabad Colliery are entitled to be placed in Category V? If so, from which date?'

2. On 19th June 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

#### ANNEXURE 'A'

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

#### BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.)

#### AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal;

Govt. of India, Ministry of Labour and No. Employment Order dated :			Published in Gazette of India, Part II, Sec. 3(ii)	
1	2	Notification No.	Date	Page
		3	4	5
1	6-11-1962	S.O. 3410 . .	10-11-1962	3707
2	2-3-1963	S.O. 621 . .	9-3-1963	723
3	27-4-1963	S.O. 1270 . .	4-5-1963	1440
4	6-9-1963	S.O. 2598 . .	14-9-1963	3304

1	2	3	4	5
5.	8-10-1963	S.O. 2981	19-10-1963	3786 to 87
6.	23-10-1963	S.O. 3098	2-11-1963	3911
7.	8-10-1963	S.O. 2982	19-10-1963	3787
8.	4-1-1964	S.O. 166	11-1-1964	179
9.	19-2-1964	S.O. 715	29-2-1964	963
10.	15-4-1964	S.O. 1406	25-4-1964	1653
11.	2-5-1964	S.O. 1582	9-5-1964	1855
12.	2-5-1964	S.O. 1581	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before the Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay 1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notification referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June 1964.

For & on behalf of the  
Nowrozabad Colliery  
Mazdoor Sangh.

For & on behalf of the Associated  
Cement Companies Limited,  
Nowrozabad Colliery:

K. B. CHOUGULE,  
General Secretary.

J. H. BHARUCHA,  
Agent.

[No. 1/5/64-LR.II.]

**S.O. 2432.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of Messrs. Associated Cement Companies Limited Post Office Nowrozabad, District Shahdol (Madhya Pradesh) and their workmen which was received by the Central Government on the 30th June, 1964.

#### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C.G.I.T. 47 OF 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery.

And

Their Workmen

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

#### APPEARANCES:

For the employer Company.—Shri J. H. Bharucha, Agent Nowrozabad & Kotna Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

Dated at Bombay the 23rd day of June 1964

INDUSTRY : Coal Mining

STATE : Madhya Pradesh.

### AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 5/4/64-LR.II dated 2nd May 1964 made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

### SCHEDULE

'Whether the management of Nowrozabad Colliery of Messrs Associated Cement Companies Ltd. was justified in reverting Shri Shaikh Latif to work as Mines employed under Shri N. P. Singh, Coal Raising Contractor, cannot be paid entitled?

2. On 19th June 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

Sd./- SALIM M. MERCHANT,  
Presiding Officer.

### ANNEXURE 'A'

### BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

### BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.),

### AND

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as 'Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company')

and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947 for adjudication to this Hon'ble Tribunal:

S. No.	Govt. of India, Ministry of Labour and Employment Order dated.	Notification No	Published in Gazette of India, Part II, Sec. 3 (ii)	
			Date	Page
1.	6-11-1962	S.O. 3410	10-11-1962	3707
2.	2-3-1963	S.O. 621	9-3-1963	723
3.	27-4-1963	S.O. 1270	4-5-1963	1440
4.	6-9-1963	S.O. 2598	14-9-1963	3304
5.	8-10-1963	S.O. 2981	19-10-1963	3786 to 87
6.	23-10-1963	S.O. 3098	2-11-1963	3911
7.	8-10-1963	S.O. 2982	19-10-1963	3787
8.	4-1-1964	S.O. 166	11-1-1964	179
9.	19-2-1964	S.O. 715	29-2-1964	963
10.	15-4-1964	S.O. 1406	25-4-1964	1653
11.	2-5-1964	S.O. 1582	9-5-1964	1855
12.	2-5-1964	S.O. 1581	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara, Churchgate Reclamation, Bombay-1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June 1964.*

For & on behalf of the  
Nowrozabad Colliery  
Mazdoor Sangh:

K. B. CHOUGULE,  
General Secretary.

For & on behalf of the Associated  
Cement Companies Limited,  
Nowrozabad Colliery:

J. H. BHARUCHA,  
Agent.

[No. 5/4/64-LR.II.]

**S.O. 2433.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Kotma Colliery of Messrs. Associated Cement Companies Limited and their workmen which was received by the Central Government on the 25th June, 1964.

## BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No. C.G.I.T. 11 OF 1964

Employers in relation to

M/s. Associated Cement Companies Ltd., Kotma Colliery,

AND

Their Workmen

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

## APPEARANCES:

*For the employer Company.*—Shri J. H. Bharucha, Agent Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami Secretaries of Nowrozabad Colliery Mazdoor Sangh.

Shri K. B. Chougule, President Kotma Colliery Mazdoor Sangh.  
*Dated at Bombay, the 23rd day of June, 1964.*

INDUSTRY : Coal Mining

STATE : Madhya Pradesh.

## AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 5/3/64-LR.II dated 31st January 1964 made in exercise of the powers conferred under Clause (d) of Sub-section of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947) was pleased to refer the industrial dispute between the parties above-named in respect of the subject matters specified in the following Schedule to the said order:

## SCHEDULE

“(1) Whether the duties performed by Shri Mohammed Ishaq son of Mohammed Ayub entitle him to be regarded as clerk Grade ‘C’? If so from which date?”

(2) Whether Shri Mohammed Ishaq was required to perform duties for more than 8 hours a day and on all the seven days in the week. If so to what relief is he entitled?”

2. On 19th June 1964 the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked Annexure ‘A’) in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in Annexure ‘A’.

4. No order as to costs.

Sd/- SALIM M. MERCHANT,  
Presiding Officer.

## ANNEXURE 'A'

## BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. C.G.I.T. 2 of 1964, 11 of 1964, 12 of 1964, 13 of 1964, 14 of 1964, 15 of 1964, 16 of 1964, 25 of 1964, 28 of 1964, and 51 of 1964.

## BETWEEN

The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery,

## AND

Its Workmen as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked Collectively as Annexure 'A') between the Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery (hereinafter referred to as the 'Company') and its Workmen as represented by the Kotma Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

S. No.	Govt. of India, Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1.	30-12-1963	S.O. 84	4-1-1964	93
2.	31-1-1964	S.O. 492	8-2-1964	650
3.	31-1-1964	S.O. 497	8-2-1964	651
4.	31-1-1964	S.O. 494	8-2-1964	650
5.	31-1-1964	S.O. 496	8-2-1964	651
5.	31-1-1964	S.O. 493	8-2-1964	650
7.	31-1-1964	S.O. 495	8-2-1964	651
8.	12-2-1964	S.O. 639	22-2-1964	863
9.	18-2-1964	S.O. 713	29-2-1964	962
10.	5-5-1964	S.O. 1651	16-5-1964	1963

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay-1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notification referred to in paragraph 1 above;

5. The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June, 1964.

For & on behalf of the  
Kotma Colliery Mazdoor  
Sangh, P.O. Kotma Colliery.

K. B. CHOUGULE,  
President.

For & on behalf of the Associated  
Cement Companies Ltd., Kotma  
Colliery, P.O. Kotma Colliery:

J. H. BHARUCHA,  
Agent.

**S.O. 2434.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of Messrs. Associated Cement Companies Limited, Post Office Nowrozabad, District Shahdol, Madhya Pradesh and their workmen which was received by the Central Government on the 25th June, 1964.

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY**

REFERENCE No. C.G.I.T. 45 OF 1963.  
Employers in relation to

M/s. Associated Cement Companies Ltd., Nowrozabad Colliery,  
**AND**

Their Workmen.

PRESENT

Shri Salim M. Merchant, Presiding Officer.

**APPEARANCES**

*For the employer Company.*—Shri J. H. Bharucha, Agent, Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami, Secretaries of Nowrozabad Colliery Mazdoor Sangh.

*Dated at Bombay the 23rd day of June 1964.*

INDUSTRY : Coal Mining

STATE : Madhya Pradesh

**AWARD**

The Central Government by the Ministry of Labour & Employment's Order No. 5/50/63-LR.II, dated 23rd October, 1963, made in exercise of the powers conferred under Clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

**SCHEDULE**

'Whether the suspension of Sarvashri Lalmanil and Satal, coal tub mazdoors, for ten days by the management of the said Nowrozabad Colliery was justified. If not, to what relief are the workmen entitled?'

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

(Sd.) SALIM M. MERCHANT,  
Presiding Officer.

**ANNEXURE 'A'**

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY**

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

**BETWEEN**

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.).

**AND**

Its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal

Whereas the Central Government referred various disputes as the specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd, Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its Workmen as represented by the Nowrozabad Colliery Mazdoor Sangh (hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to this Hon'ble Tribunal:

Sl. No.	Govt. of India Ministry of Labour and Employment Order dated :	Notification No.	Published in Gazette of India, Part II Sec. 3(ii)	
			Date	Page
1	6-11-1962	S.O. 3410	10-11-1962	3707
2	2-3-1963	S.O. 621	9-3-1963	723
3	27-4-1963	S.O. 1270	4-5-1963	1440
4	6-9-1963	S.O. 2598	14-9-1963	3304
5	8-10-1963	S.O. 2981	19-10-1963	3786 to 87
6	23-10-1963	S.O. 3098	2-11-1963	3911
7	8-10-1963	S.O. 2982	19-10-1963	3787
8	4-1-1964	S.O. 166	11-1-1964	179
9	19-2-1964	S.O. 715	29-2-1964	963
10	15-4-1964	S.O. 1406	25-4-1964	1653
11	2-5-1964	S.O. 1582	9-5-1964	1855
12	2-5-1964	S.O. 1581	9-5-1964	1855

2 And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3 And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay-1,

4 And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5 The above-named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

Dated at Bombay this 19th day of June 1964.

For & on behalf of the Nowrozabad Colliery Mazdoor Sangh:  
K B CHOUGULE,  
General Secretary

For & on behalf of the Associated Cement Companies Limited, Nowrozabad Colliery:  
J. H BHARUCHA,  
Agent.

[No 5/50/63-LR II]

**S.O. 2435.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Nowrozabad Colliery of Associated Cement Company Limited, Post Office Nowrozabad, District Shahdol and their workmen which was received by the Central Government on the 30th June, 1964

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT BOMBAY

REFERENCE No C G I T. 18 of 1963

Employers in relation to

M/s Associated Cement Companies Ltd, Nowrozabad Colliery,



AND

Their Workmen.

PRESENT

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES

*For the employer Company.*—Shri J. H. Bharucha, Agent, Nowrozabad & Kotma Collieries with Sarvashri G. L. Govil and M. S. Kapoor, Personnel Officers.

*For the Workmen.*—Shri K. B. Chougule, General Secretary with Shri R. K. Singh and Sarvashri A. K. Sen and G. R. Swami, Secretaries of Nowrozabad Colliery Mazdoor Sangh.

*Dated at Bombay the 23rd day of June, 1964.*

INDUSTRY : Coal Mining

STATE : Madhya Pradesh

AWARD

The Central Government by the Ministry of Labour & Employment's Order No. 5/25/63-LRII, dated 27th April, 1963, made in exercise of the powers conferred under Clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order:

SCHEDULE

'Whether the discharge of Shri Bhaiyyalal, mining sirdar, by the management of the Nowrozabad Colliery, was justified. If not to what relief is he entitled?'

2. On 19th June, 1964, the representatives of the parties appeared before me at Bombay and filed a joint application of the same date (copy of which annexed hereto and marked annexure 'A') in which they have stated that they had agreed to refer the subject matter of this dispute, and the other disputes mentioned therein, to the arbitration of Shri F. Jeejeebhoy, Retired Chairman, Labour Appellate Tribunal and prayed that permission may be granted to the parties to withdraw this dispute.

3. I am satisfied that it would be in the interest of industrial peace to allow the application of the parties. This reference is, therefore, disposed of as withdrawn in terms recorded in annexure 'A'.

4. No order as to costs.

(Sd.) SALIM M. MERCHANT,  
Presiding Officer.

ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

In the matter of Ref. Nos. CGIT 41 of 1962, 7 of 1963, 18 of 1963, 35 of 1963, 40 of 1963, 45 of 1963, 51 of 1963, 3 of 1964, 31 of 1964, 45 of 1964, 47 of 1964 and 48 of 1964.

BETWEEN

The Associated Cement Companies Ltd., Nowrozabad Colliery, P.O. Nowrozabad (M.P.).

AND

Its workmen as represented by the Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad (M.P.).

May it please the Hon'ble Tribunal:

Whereas the Central Government referred various disputes as are specified in the following Notifications (copies of which are annexed hereto and marked collectively as Annexure 'A') between the Associated Cement Companies Ltd., Nowrozabad Colliery, Nowrozabad (hereinafter referred to as the 'Company') and its workmen as represented by the Nowrozabad Colliery Mazdoor Sangh

(hereinafter referred to as the 'Sangh') under Section 10(1)(d) of the Industrial Disputes Act, 1947, for adjudication to the Hon'ble Tribunal:

Sl. No.	Govt. of India, Ministry of Labour and Employment Order dated	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
I	6-11-1962	S.O. 3410 . . .	10-11-1962	3707
2	2-3-1963	S.O. 621 . . .	9-3-1963	723
3	27-4-1963	S.O. 1270 . . .	4-5-1963	1440
4	6-9-1963	S.O. 2598 . . .	14-9-1963	3304
5	8-10-1963	S.O. 2981 . . .	19-10-1963	3786 to 87
6	23-10-1963	S.O. 3098 . . .	2-11-1963	3911
7	8-10-1963	S.O. 2982 . . .	19-10-1963	3787
8	4-1-1964	S.O. 166 . . .	11-1-1964	179
9	19-2-1964	S.O. 715 . . .	29-2-1964	963
10	15-4-1964	S.O. 1406 . . .	25-4-1964	1653
11	2-5-1964	S.O. 1582 . . .	9-5-1964	1855
12	2-5-1964	S.O. 1581 . . .	9-5-1964	1855

2. And whereas the said disputes are pending adjudication before this Hon'ble Tribunal;

3. And whereas after discussion an understanding was reached to refer all the disputes as are specified in the Notifications referred to in paragraph 1 above, for arbitration under Section 10-A of the Industrial Disputes Act, 1947, to Shri F. Jeejeebhoy, Ex-President of the Labour Appellate Tribunal of India, residing at 'Firuz Ara', Churchgate Reclamation, Bombay-1;

4. And whereas it was agreed that the parties will apply to this Hon'ble Tribunal for permission to withdraw all the disputes as are covered in the Notifications referred to in paragraph 1 above;

5. The above named parties, therefore, pray that this Hon'ble Tribunal be pleased to pass an order permitting such withdrawal.

*Dated at Bombay this 19th day of June 1964.*

For & on behalf of the Nowrozabad Colliery Mazdoor Sangh: For & on behalf of the Associated Cement Companies Limited, Nowrozabad Colliery:

K. B. CHOUGULE  
General Secretary.

J. H. BHARUCHA,  
Agent.  
[No. 5/25/63-LRII.]

*New Delhi, the 6th July 1964*

**S.O. 2436.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Damodar Valley Corporation, Bermo Colliery and their workmen which was received by the Central Government on the 30th June, 1964.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL,  
DHANBAD

REFERENCE NO. 22 OF 1963

[In the matter of a reference under Section 10(1)(d) of the Industrial Disputes Act.]

PRESENT:

Shri Raj Kishore Prasad, Presiding Officer.

## PARTIES:

Employers in relation to the Damodar Valley Corporation, Bermo Colliery

*Versus*

Their Workmen.

## APPEARANCES:

*For Workmen:* Sarvashri D. L. Sen Gupta, Advocate and Bindeshwari Dubey, M.L.A., Vice-President, Colliery Mazdoor Sangh.

*For Employers:* Sarvashri S. S. Mukherjee, Advocate, and, S. S. Rao, Coal Superintendent and Agent, Damodar Valley Corporation.

STATE: Bihar.

INDUSTRY: Coal.

*Camp: Ranchi, dated the 18th June, 1964*

## AWARD

By Order No. 1/30/62-LRIL, dated the 12th March, 1963, the Ministry of Labour & Employment, Government of India, referred, under Section 10(1)(d) of the Industrial Disputes Act, 1947, to this Tribunal for adjudication, an industrial dispute existing between the employers in relation to the Damodar Valley Corporation, Bermo Colliery, hereinafter called "Corporation" and their workmen in respect of the matter specified below:—

## SCHEDULE

"Whether the workers of the Damodar Valley Corporation, Bermo Colliery, employed under Shri N. P. Singh, Coal Raising Contractor, should be paid wages for the strike period from the 29th September, 1962 to the 28th October, 1962 by the Damodar Valley Corporation? If so, at what rate? If not, to what other relief are the workmen entitled?"

2. On behalf of the workmen concerned Colliery Mazdoor Sangh, Damodar Valley Corporation, Bermo Colliery Branch, (hereinafter referred to as the 'Union') through its Secretary filed their statement on 4th July 1963. Their case was that the Corporation was responsible for payment of wages for the strike period from 29th September 1962 to 28th October 1962 to the workers concerned who were employed under Shri N. P. Singh, Coal Raising Contractor of the Corporation, in that, the Corporation was responsible for direction and control of these workmen and the mine in question was owned by the Corporation and for all safety measures. Corporation was responsible for payment to the workmen and Corporation and Shri N. P. Singh (hereinafter referred to as 'N. P. Singh') agreed to bear the overhead expenditure; that the strike during the relevant period was over the sole demand of abolition of the contract system in the Bermo Colliery of the Corporation, which was agreed to be abolished latest by 30th September 1962; that the strike was legal and peaceful all along and was taken recourse to as a last resort as it was most expedient method to secure the abolition of the labour contract system and thereby ensuring regular payment of all legal dues under the terms of employment and award which contractors often try to deprive for their personal gain, and, therefore, the strike cannot be said to be unjustified; that N. P. Singh, acting under the guidance of the Corporation took a plea that the aforesaid strike was illegal but lost it before the Regional Labour Commissioner (C), Dhanbad and the Central Government Industrial Tribunal at Dhanbad in the Coal Mines Bonus Appeal; that since 29th October 1962 the contract labour system has been abolished and all the striking employees, who are concerned in the present reference, were absorbed as direct labour of the Corporation; and, that, therefore, the strike be held as justified and full wages for the period from 29th September 1962 to 28th October 1962 be awarded to the workmen concerned by the Corporation.

3. The Corporation also filed a rejoinder on 13th July 1963 in which it was admitted that N. P. Singh was its Ex-Coal Raising Contractor, but its main defence was that N. P. Singh was an independent contractor from the year 1953 down to 29th October 1962 and he had absolute control and full powers of an employer over the workmen working under him during these years, because he had the power to appoint, discharge and dismiss the workers at his own discretion; that N. P. Singh made all payments, i.e., wages, bonus, leave wages, railway fare, workmen's compensation, etc., directly to its workers; that no

relationship of employer and employee existed between the Corporation and the workers concerned prior to 29th October 1962 and as such the claim of the workmen concerned for payments of wages for the strike period by the Corporation is baseless and unfounded; that, amongst the workers of N. P. Singh, some of the trammers and other daily-rated workmen did the duties during the strike period and received their wages from the Ex-Coal Raising Contractor; that, therefore, the Corporation was not liable to pay wages to the workmen concerned for the strike period, i.e., from 29th September 1962 to 28th October 1962.

4. The case was taken up for hearing, at the request of the parties, at Ranchi on 12th June 1964. When the case was taken up Sarvashri S. S. Mukherjee, Advocate and S. S. Rao, appeared for the Corporation and Sarvashri D. L. Sen Gupta, Advocate and Bindeshwari Dubey, M.L.A., appeared for the workmen concerned. Both the parties filed documents, which, with mutual consent, were taken in evidence and marked Exts. M—M7 for the Corporation and Exts. W—W2 for the workmen concerned. Both the parties examined one witness each. Shri Bindeshwari Dubey, M.L.A., was examined as WW1 on behalf of the workmen and Shri S. S. Rao, Coal Superintendent and Agent, Damodar Valley Corporation, was examined as MW1 for the Corporation.

5. In course of the argument it was conceded by both the parties that the main question for decision by the Tribunal was whether the Corporation (D.V.C.) was liable for payment of the wages for the strike period to the workmen concerned, and that if it was held that the Corporation was not liable then the question of justifiability of the strike so far as the Corporation is concerned will not arise, but rate of wages, referred to for adjudication, will arise for decision. I would, therefore, confine myself first to the determination of the question of liability, in other words, whether the Corporation is liable for payment of the wages for the strike period to the workmen concerned.

6. In order to decide the question of liability of the Corporation (D.V.C.) certain material facts have to be stated.

On 24th October 1962 there was a settlement under Section 12(3) of the Industrial Disputes Act, 1947, between the management of Damodar Valley Corporation and the workmen of the Damodar Valley Corporation, Bermo Colliery represented by the Colliery Mazdoor Sangh and a memorandum of settlement was recorded, which is Ext. M—Ext. W1, I will refer to it in detail later on. On the same day, i.e., 24th October 1962, a settlement was arrived at between the Damodar Valley Corporation and N.P. Singh in connection with the implementation of the recommendation of the Dave Court of Enquiry, which is Ext. M1. Earlier, on 7th November 1959 there was a settlement between N. P. Singh and the Colliery Mazdoor Sangh, Bermo, in respect of Charter of Demands presented by its workmen. This is Ext. M3. Subsequently, on 28th May 1962 there was a joint discussion between the Colliery Mazdoor Sangh, Bermo and N. P. Singh regarding certain disputes relating to Shri Ram Sarup Ram Bhadani, workman, with whom we are not concerned here and the same is marked as Ext. M4. In 1961 on 28th December 1961 there was a joint discussion between the representatives of the Colliery Mazdoor Sangh and N. P. Singh in presence of the Regional Labour Commissioner (Central), Implementation, Dhanbad and the agreed minutes, as a result of those joint discussions, were recorded which are Ext. M2. Exhibit M5 is an agreement dated 12th June 1961 between the Damodar Valley Corporation and N. P. Singh for a period of five years. Ext. M6 is the report of the Court of Enquiry by Shri L. P. Dave, as its Sole Member. Exhibit M7 is a letter by the Regional Labour Commissioner (C), Dhanbad, to the Coal Mines Manager, Damodar Valley Corporation, Bermo Colliery, asking him to advise all the contractors working under the Damodar Valley Corporation to submit their Draft Standing Orders separately in respect of their establishments for immediate certification. These are all the documents on behalf of the management.

On behalf of the workmen, the first document is Ext. W, which is a letter by Shri Bindeshwari Dubey (WW1), as Vice-President of the Colliery Mazdoor Sangh to the General Manager, Damodar Valley Corporation, sent on 29th September 1962 asking the Damodar Valley Corporation to abolish the labour contract system as agreed to in the agreement by 30th September 1962 i.e., from the next date following the letter (Ext. W). Ext. W1 is same as Ext. M, which has already been referred to. Ext. W2 is a decision of the Regional Labour Commissioner (C), Dhanbad, dated 31st October 1962 rejecting the application made under paragraph 8(1) of the Coal Mines Bonus Scheme, 1948 by

Shri N. P. Singh for declaring that the strike that took place from 29th September 1962 to 28th October 1962 was illegal.

These are all the documents filed on behalf of the parties. I will refer to only those documents, on which reliance have been placed by both the parties and one of such documents, as stated earlier, was the agreement dated 24th October 1962, *Ext. M*, which is the same as *Ext. W1*.

*Re: Question No. 1 Whether Damodar Valley Corporation is liable?*

7. On the question of liability, both the parties relied on paragraphs 2, 6 and 7 of the agreement dated 24th October 1962, (*Ext. M=Ext. W1*) arrived at between the Damodar Valley Corporation and its workmen represented by the Colliery Mazdoor Sangh. Relying on these 3 paragraphs the Union contended that the Damodar Valley Corporation was liable whereas the Damodar Valley Corporation contended that it was not liable. It would be useful to reproduce these three important paragraphs from the memorandum of settlement (*Ext. M=Ext. W 1*), which have been relied upon by both the parties for answering the question in issue. These three paragraphs are as follows:—

“(2) All the workers who were under the employment of N. P. Singh, Coal Raising Contractor will be taken over by the Damodar Valley Corporation as its employees with effect from 29th October 1962. The workers thus taken will be on same conditions of service and will be paid the same rates of wages as were being paid by the Contractor. It is further agreed that service under the Contractor will count as though it was service under the Damodar Valley Corporation for purposes of leave retrenchment and other benefits.....”

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“(6) With regard to the payment of wages for the strike period, namely, from 29th September 1962 to 28th October 1962, no agreement could be arrived at between the parties. It was however, agreed that the matter may be left to the decision of the Government of India.....”

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“(7) Without prejudice to the contentions of the employer regarding the legality and/or admissibility of wages for the strike period, the Damodar Valley Corporation agrees that the qualifying period for purposes of quarterly bonus shall be proportionately reduced by the number of working days on which the workers were on strike. With regard to the workers who may not qualify for leave and railway fare because of the strike, the Damodar Valley Corporation agrees to examine such cases and give sympathetic consideration.....”

8. Paragraph 2, quoted above, shows that all the workers, who were under the employment of N. P. Singh, were to be taken over by the Damodar Valley Corporation as its employees with effect from 29th October 1962 and the service conditions of such employees were to be the same as under N. P. Singh and they were to have continuity of service for purpose of leave, retrenchment and other benefits. Relying on this paragraph, Shri S. S. Mukherjee, Advocate, on behalf of the Damodar Valley Corporation, contended that Damodar Valley Corporation was liable only from 29th October 1962, and not prior to 29th October 1962. Shri D. L. Sen Gupta, Advocate, appearing for the workmen, however, contended that paragraph 2 itself provides that the services of these employees will be taken over by Damodar Valley Corporation as its employees with effect from 29th October 1962 and will be considered as if they were in the services under Damodar Valley Corporation not only for the purposes of leave, retrenchment, but also for “other benefits”, which mean and include wages prior to 29th October 1962, including wages for the strike period under consideration.

Paragraph 6, reproduced above, provides that as far as payment of the wages for the strike period *viz.*, 29th September 1962 to 28th October 1962, is concerned, no agreement could be arrived at between the parties and, therefore, the matter was left to the decision of the Government of India.

Paragraph 7, provides, *inter alia*, that without prejudice to the contentions of the employer regarding the liability and/or admissibility of the wages for the strike period, the Damodar Valley Corporation agreed that the qualifying period for the purpose of bonus shall be proportionately reduced by the number of working days on which the workmen were on strike.

Paragraph 8, on which also reliance was placed by the Union provides that the dues of the workmen on account of the quarterly bonus and wages due, which has accrued to the workers upto 29th September 1962, will be payable by the contractor, N. P. Singh, direct to the workers concerned.

This agreement (Ext. M = Ext. W 1) further provides in paragraph 1 that the Damodar Valley Corporation agreed to abolish the contract labour system in coal raising from 29th October 1962. It may be mentioned here that for the implementation of paragraph 1 of Ext. M = Ext. W 1 the Union sent the letter (Ext. W) on 29th September 1962 and it has conceded by both the parties that the labour contract system has been abolished with effect from 29th October 1962 in implementation of the Agreement of 24th October 1962 (Ext. M = Ext. W 1).

9. After having carefully considered the submissions of both sides on the question of liability of Damodar Valley Corporation, I find that the arguments presented before me on behalf of the Damodar Valley Corporation are more convincing as they are supported fully by the Agreement of 24th October 1962 (Ext. M = Ext. W 1). The interpretation sought to be put by the Union on paragraphs 2, 6, 7 and 8 of the said Agreement, in my opinion, cannot be accepted as correct. I am further convinced on the basis of the Agreement (Ext. M = Ext. W 1) that the Damodar Valley Corporation is not liable for payment of wages for the strike period in question to the workmen concerned. I will now give below my reasons for coming to this conclusion.

10. N. P. Singh was certainly not only an independent contractor but also an employer *vis-a-vis* the workmen of Damodar Valley Corporation, who were working under N. P. Singh prior to 29th October 1962. The Union also treated N. P. Singh as an independent contractor and as employer of the concerned workmen working under him as is proved by Exts. M 2, M 3 and M 4. As stated earlier, Ext. M 2 is the agreed minutes of the joint discussions between the representative of the Colliery Mazdoor Sangh and N. P. Singh on 26th December 1961; Ext. M 3 is a memorandum of settlement between N. P. Singh and the Colliery Mazdoor Sangh on 7th November 1959 regarding the Charter of Demands presented by the workmen of Damodar Valley Corporation working under N. P. Singh, and, Ext. M 4 is the agreed minutes of joint discussions held on 28th May 1962 between the Colliery Mazdoor Sangh representing the workmen concerned and N. P. Singh. On the aforesaid three documents, therefore there is no doubt that N. P. Singh was treated even by the Colliery Mazdoor Sangh, which represents the workmen concerned, as independent contractor and employer of these workmen.

W. W. 1. Shri Bindeshwari Dubey, Vice-President of the Colliery Mazdoor Sangh, admitted, at page 3 of his Deposition, that N. P. Singh used to issue charge-sheet but said that he used to take disciplinary action against his workmen with the approval of the Damodar Valley Corporation. It is further admitted that N. P. Singh made an application under paragraph 8 (1) of the Coal Mines Bonus Scheme, 1948 for declaring the aforesaid strike as illegal and when N. P. Singh lost the case before the Regional Labour Commissioner he only preferred an appeal before this Tribunal, which he also lost. It was, however, contended on behalf of the Union that N. P. Singh took these steps as an Agent of the Damodar Valley Corporation and not in his own right. I cannot, however, accept this contention as correct. When the workers were taken over by the Damodar Valley Corporation under the Agreement (Ext. M = Ext. W 1) from 29th October 1962, it was clear that the strike, which took place prior to 29th October 1962, i.e., between 29th September 1962 to 28th October 1962, took place when N. P. Singh was the employer of the workmen concerned, and therefore, he had direct responsibility and liability to pay bonus for that period.

On behalf of the Damodar Valley Corporation, reliance was also placed on Exts. M 5 and M 6, but it was contended on behalf of the Union that the Colliery Mazdoor Sangh was not a party to Ext. M 5 and the Damodar Valley Corporation was not a party to Ext. M 6, which is the report by Sri L. P. Dave as the Sole Member of the Court of Enquiry. I am, therefore, not referring to Exts. M 5 and M 6 and basing my decision on them.

In my opinion, paragraph 2 of the agreement (Ext. M=Ext. W 1) leaves no manner of doubt that the Damodar Valley Corporation became the direct employers of the workmen concerned, who were working before under N. P. Singh, with effect from 29th October 1962, and, therefore, the Damodar Valley Corporation cannot be held liable to pay the wages for the strike period prior to 29th October 1962 to the workmen concerned.

11. I am not impressed with the argument on behalf of the workmen that the words "Other benefits" in paragraph 2 of this Agreement (Ext. M=Ext. W 1) means and includes wages for the strike period also. The words "Other benefits" mean and include as rightly contended on behalf of the Damodar Valley Corporation, "Such other benefits, besides leave and retrenchment, as compensation, train fare, maternity benefit, house accommodation and such other compensation", which is mentioned also in Section 25FF of the Act, but they do not mean and include the strike wages to be paid to the workmen concerned. I say so particularly because Paragraph 6 excludes completely the payment of wages for the strike period from the Agreement, as no agreement could be arrived at, and, therefore, naturally, the words "Other benefits" mentioned in Paragraph 2 earlier, would refer to all benefits except payment of wages for the strike period as there was no agreement between the parties. It is absurd to believe that if the Damodar Valley Corporation undertook the liability to pay also the strike wages under Paragraph 2, why there was no specific mention in the Agreement that the Damodar Valley Corporation would be liable also to pay the strike wages prior to 29th October 1962 and why Paragraph 6 was inserted saying that there was no agreement on the question of wages for the strike period. If the intention of the parties would have been to include strike wages under the words "Other benefits" in Paragraph 2, there was no sense in dealing with the question of wages for the strike period separately thereafter in Paragraph 6. The fact, therefore, that the question of strike wages is dealt with separately in Paragraph 6 goes to show that the said question was excluded from Paragraph 2 and the other paragraphs of the Agreement obviously because there was no agreement between the parties on this question.

12. It was also argued by the Union that the words "Other relief" in the third question referred to this Tribunal for adjudication do not refer to N. P. Singh or to the question of liability of any person other than Damodar Valley Corporation, but they refer only to relief other than wages. I am unable to accept this contention as correct. On the plain wordings of the third question referred to for adjudication to this Tribunal, what the Tribunal has to decide, if the Damodar Valley Corporation is not liable to pay the strike wages, then only, as to what other relief the workmen concerned are entitled. The word "other" appears to me to be redundant, because, if it is held that the Damodar Valley Corporation is not liable, then I cannot understand how the Tribunal will have to decide the question as to whether the workmen are entitled to any relief other than wages for the strike period, because the "Other benefits" to pay which the Damodar Valley Corporation are liable are mentioned in the Agreement (Ext. M=Ext. W 1). For these reasons, it appears to me that the only point for consideration under the third question, if the Damodar Valley Corporation is not liable, is who is liable to pay the said wages? And under this question N. P. Singh will come in. I would, therefore, reject the contention of the Union.

13. It was then contended by the Union that the word "Employer" in Paragraph 7, quoted earlier, in the Agreement, (Ext. M=Ext. W 1) means Damodar Valley Corporation and not N. P. Singh. Here also, I am unable to accept the contention of the Union. It may be mentioned that Paragraph 7 deals only with the question whether the strike for the period in question was legal or illegal and regarding the admissibility of strike wages, and it was N. P. Singh, who challenged the strike as illegal before the Regional Labour Commissioner, but the Regional Labour Commissioner, as will appear from his decision (Ext. W 2), held that the strike was not illegal. It was again N. P. Singh who was aggrieved by the said decision of the Regional Labour Commissioner and who preferred an appeal before this Tribunal but without success. In Paragraph 7, therefore, the word "Employer" has been used to refer to N. P. Singh for the simple reason that the Damodar Valley Corporation never challenged the strike as illegal or the order of the Regional Labour Commissioner rejecting the contention of N. P. Singh that the strike was illegal. Under Paragraph 7, the Damodar Valley Corporation undertook to pay only the quarterly bonus for the strike period, and nothing more.

14. A reference on behalf of the Damodar Valley Corporation was made to Ext. M 1, which was a settlement arrived at between Shri N. P. Singh and the Damodar Valley Corporation in connection with the implementation of the recommendation of the Dave Court of Enquiry (Ext. M 6) on 24th October 1962, but I

am not basing my decision on it, because the Colliery Mazdoor Sangh was not a party to the same.

15. I cannot accept the contention of the Union that Paragraph 2 of the Agreement (Ext. M=Ext. W 1) deals with the general liability of the Damodar Valley Corporation for all past things, subject to item 8 and that the Damodar Valley Corporation became the employer of the concerned workmen with effect not from 29th October 1962, as mentioned in Paragraph 2 of the Agreement (Ext. M=Ext. W 1), but with retrospective effect from 28th September 1962. Such a liability of Damodar Valley Corporation from 28th September 1962 does not at all stem from either Paragraph 2 of the Agreement or the entire Agreement itself. I have already given my interpretation of Paragraph 2 and held on the basis of Paragraph 2 and other paragraphs of the Agreement and on reading the Agreement as a whole that the Damodar Valley Corporation became the employer with effect from 28th October 1962 of the concerned workmen, who were previously working under N. P. Singh, and, that the Damodar Valley Corporation became directly liable to pay the wages from 29th October 1962.

16. I may mention that Paragraph 8 of the Agreement (Ext. M=Ext. W 1) provides that the dues of the workers on account of quarterly bonus and wages, which have accrued upto 29th September 1962, will be paid directly to the workers concerned by N. P. Singh. Relying on this, it was contended by the Union that N. P. Singh was not liable for the payment of the strike wages because the liability of N. P. Singh for all purposes was fixed only upto 29th September 1962, and not for the period between 29th September 1962 to 28th October 1962. I am not at all impressed with this argument also. On reading the memorandum of settlement (Ext. M=Ext. W 1), which is the basis of the argument of both the parties, I have no manner of doubt that the Damodar Valley Corporation is not liable for payment of the wages for the strike period between 29th September 1962 to 28th October 1962. I, therefore, answer the first part of the reference accordingly.

17. As admitted by both the parties, it is not necessary, on my finding that Damodar Valley Corporation is not liable, to decide the question of justifiability of the strike, as that question does not arise so far as the Damodar Valley Corporation is concerned.

Re: Question No. 2:

18. On my finding that the Damodar Valley Corporation is not liable, the question of rate of wages covered by the second question referred to also does not arise.

Re: Question No. 3:

19. The third question under reference that is, "If not, to what other relief are the workmen entitled" has to be answered. On my finding that the Damodar Valley Corporation is not liable to pay wages for the strike period from 29th September 1962 to 28th October 1962, the workmen concerned are obviously entitled to get the question of liability of N. P. Singh for payment of the wages for the aforesaid strike period decided subsequently by a separate reference as that question cannot be decided in the present reference when he is not a party to the same. In this connection, I may mention that on the agreement of both the parties that it was necessary to have N. P. Singh before the Tribunal to enable it to adjudicate finally the dispute in question in presence of all the parties concerned, I summoned N. P. Singh under Section 18(3)(b) of the Act on 6th September 1963 to appear before the Tribunal in the present proceedings as a party to the dispute. N. P. Singh appeared and filed an objection to the effect that he was not a party to the dispute under reference and, therefore, his name should be expunged. On hearing all the three parties on 5th December 1963 by a separate order giving reasons for holding for expunging his name, I held that on the reference as it stands the only question referred for adjudication to the Tribunal was whether the Damodar Valley Corporation was liable to pay wages to the workmen concerned for the strike period and, therefore, I upheld the objection of N. P. Singh, and held that by making him a party to the reference, to which he is not a party, I would be enlarging the scope of this reference, which I held I had no jurisdiction to do, and therefore N. P. Singh is not a party to the dispute before this Tribunal.

20. I, therefore, answer the reference in favour of the Damodar Valley Corporation by holding that the workers of the Damodar Valley Corporation Bermo Mines employed under Shri N. P. Singh, Coal Raising Contractor, cannot be paid their wages for the strike period between 29th September 1962 to 28th October



1962 by the Damodar Valley Corporation and as such the question of the rate of wages does not arise. It is open to the workmen concerned to get the liability of Shri N P Singh to pay the said wages determined hereinafter by a separate reference.

21 This is the award, which I make and submit to the Government of India under Section 15 of the Act.

*Camp Ranchi, dated the 18th June, 1964*

Sd/

Sd/- RAJ KISHORE PRASAD,  
Presiding Officer,  
Central Government Industrial  
Tribunal, Dhanbad.  
[No 1/30/62-LR.II]

### ORDERS

*New Delhi, the 1st July 1964*

**S.O. 2437.**—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Chatrishganda Colliery, P O Pandabeswar, District Burdwan West Bengal and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now therefore in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Calcutta constituted under section 7A of the said Act.

### SCHEDULE

Whether the management of Chatrishganda Colliery was justified in refusing employment to Shri Nozaml Khan with effect from the 2nd March, 1964 and whether its order dated the 23rd March, 1964 informing the workman that he had lost his lien on his appointment was justified? If not, to what relief is the workman entitled?

[No 6/33/64-LR.II]

**S.O. 2438.**—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Ganeshpur Colliery of Ganeshpur Coal Company Limited Post Office Nawagarh, District Dhanbad and their workmen in respect of the matters specified in the Schedule hereto annexed,

And, whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act 1947 (14 of 1947) the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal Dhanbad constituted under section 7A of the said Act.

### SCHEDULE

1 Whether the action of the management of Ganeshpur Colliery of Ganeshpur Coal Company Limited in effecting complete closure of the colliery with effect from the 28th December 1963 thereby denying employment to all their workmen was justified?

2 If not, to what relief are the workmen entitled?

[No 2/56/64-LR.II]

*New Delhi, the 2nd July 1964*

**S.O. 2439.**—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Banalee Colliery, P O Nandi, District Burdwan and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication,

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Calcutta, constituted under section 7A of the said Act.

#### SCHEDULE

Whether the management of Banalee Colliery had obtained the resignation letter from Shri Madan Mohan Chowdhury, Time Keeper forcibly and if so, to what relief is the workman entitled?

[No. 6/37/64-LRII.]

**S.O. 2440.**—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Kamptee Colliery, Post Office Kamptee and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under section 7A of the said Act.

#### SCHEDULE

Whether the denial of light work by the management of Kamptee Colliery to Shri Peerbux, Boiler Fireman and Shri Narain, Timber Mazdoor as recommended by the medical authorities, is justified and if not, to what relief are these two workmen entitled?

[No. 3/2/64-LRII.]

*New Delhi, the 4th July, 1964*

**S.O. 2441.**—Whereas an industrial dispute exists between the Associated Cement Companies, Limited, Nowrozabad (hereinafter referred to as the said Company) and their workmen represented by the Nowrozabad Colliery Mazdoor Sangh, Post Office Nowrozabad (hereinafter referred to as the Union);

And whereas the said Company and the Union have by a written agreement, in pursuance of the provisions of sub-section (1) of section 10A of the Industrial Disputes Act, 1947 (14 of 1947), referred the said dispute to arbitration of the person named therein, and a copy of the said arbitration agreement has been forwarded to the Central Government;

Now, therefore, in pursuance of the provisions of sub-section (3) of section 10A of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the said arbitration agreement, which was received by it on the 29th June, 1964.

#### AGREEMENT

(Under Section 10A of the Industrial Disputes Act, 1947)

BETWEEN —

*Names of Parties:*

*Representing Employers.*—Mr. J. H. Bharucha, Agent, The Associated Cement Cos. Limited, Nowrozabad Colliery, Nowrozabad

*Representing Workmen.*—Shri K. B. Chougule, General Secretary, Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad.

It is hereby agreed between the parties to refer the following Industrial Disputes to the arbitration of Mr. F. Jeejeebhoy, Retired President, Labour Appellate Tribunal of India, residing at 'Fruz Ara', Churchgate Reclamation, Bombay 1.

(i) *Specific Matters in dispute:*

Disputes specified in the following notifications copies of which are annexed hereto and collectively marked as Annexure 'A':

## ANNEXURE 'A'

S. No.	Govt. of India, Ministry of Labour and Employment Order dated	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1	6-11-1962	S.O. 3410 . . .	10-11-1962	3706
2	2-3-1963	S.O. 621 . . .	9-3-1963	723
3	27-4-1963	S.O. 1270 . . .	4-5-1963	1440
4	6-9-1963	S.O. 2598 . . .	14-9-1963	3304
5	8-10-1963	S.O. 2981 . . .	19-10-1963	3786/3787
6	23-10-1963	S.O. 3098 . . .	2-11-1963	3911
7	8-10-1963	S.O. 2982 . . .	19-10-1963	3787
8	4-1-1964	S.O. 166 . . .	11-1-1964	179
9	19-2-1964	S.O. 715 . . .	29-2-1964	963
10	15-4-1964	S.O. 1406 . . .	25-4-1964	1653
11	2-5-1964	S.O. 1582 . . .	9-5-1964	1855
12	2-5-1964	S.O. 1581 . . .	9-5-1964	1855

The aforesaid disputes had been referred by the Central Government to the adjudication of Mr. Salim M. Merchant, Central Government Industrial Tribunal Bombay, and the parties had by their joint application, dated 19th June, 1964 to the said Tribunal asked for permission to withdraw the same and the said Tribunal by its order, dated 19th June, 1964, granted permission for the withdrawal of all the aforesaid disputes.

(ii) *Details of the parties to the dispute including the name and address of the establishment or undertaking involved:*

(i) The Associated Cement Companies Limited, Nowrozabad Colliery, P.O. Nowrozabad;

(ii) The Workmen of the Nowrozabad Colliery, as represented by the Nowrozabad Colliery Mazdoor Sangh, Nowrozabad;

(iii) *Name of the Union representing the workmen in question:*

The Nowrozabad Colliery Mazdoor Sangh, P.O. Nowrozabad.

(iv) *Total number of workmen employed in the undertaking affected:*

About 1900.

(v) *Estimated number of workmen affected or likely to be affected by the dispute:*

About 1900.

We further agree that the decision of the said arbitrator shall be binding on us.

*Signature of Parties:*

Witnesses:

(1) G. R. SWAMY.

(2) M. S. KAPUR.

19-6-64.

(Sd.) J. H. BHARUCHA, Agent.

The Associated Cement Companies Limited,  
Nowrozabad Colliery.  
(Representing Employer).

(Sd.) K. B. CHOUGULE, General Secretary,  
Nowrozabad Colliery Mazdoor Sangh,  
(Representing workmen).

I consent to act as Arbitrator.

(Sd.) F. JEEJEEBHAY, (19-6-64).  
[No. 8/110/64-LR.II.]

## ANNEXURE 'A'

(Collectively)

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 6th November, 1962*

S.O. 3410.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of M/s. Associated Cement Cos. Ltd., Nowrozabad, District Shahdol, Madhya Pradesh, and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

## SCHEDULE

1. Is the demand for payment of overtime wages for the work performed by Shri Abhairaj Singh, Oil Issuer from January, 1956 to December, 1959, justified. If so, to what relief he is entitled?

2. Whether Shri Sitaram, Labour Supervisor, had to perform additional work for at least four hours per day from the 1st January, 1957 to the 20th August, 1960 and if so, whether he is entitled to get any extra wages for this period?

3. Whether Sarvashri W. K. Sheikhdar, Kesab Prasad. R. S. Agarwal or any member of the Time Office staff were required to work all the seven days in the week from January, 1956 to the 20th August, 1960 and if so, whether they are entitled to get any extra wages for this period?

4. Whether the office peons were required to work for all the seven days in the week for the period 26th May, 1956 to the 20th August, 1960 and if so, whether they are entitled to get any extra wages for this period.

[No. 1/1/62-LRII.]

A. L. HANDA, Under Secretary.

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 2nd March 1963*

S.O. 621.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery, P.O. Nowrozabad, Distt: Shahdol, Madhya Pradesh, and their workmen in respect of the matters specified in the schedule hereto annexed;

And whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now therefore, in exercise of the powers conferred by clause (d) of the Sub-Section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

## SCHEDULE

Whether there existed a practice for the workshop employees employed by the Nowrozabad Colliery of working for seven hours only on the day of the "Bhujalia" ceremony and the day of "Janamashtami" and getting wages for eight hours on these days? If so, whether the deduction made by the management of one hour's wages in respect of the 16th August, 1962 and 23rd August, 1962, were justified. If not to what relief are the workmen entitled?

[No. 1/32/62-LRII.]

A. L. HANDA, Under Secretary.

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 27th April 1963*

S.O. 1270.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of Associated Cement Company Limited, Post Office Nowrozabad, District Shahdol and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

#### SCHEDULE

Whether the discharge of Shri Bhaiyyalal, mining sirdar, by the management of the Nowrozabad Colliery, was justified. If not, to what relief is he entitled?

[No. 5/25/63-LRII.]

A. L. HANDA, Under Secy.

#### MINISTRY OF LABOUR & EMPLOYMENT

#### ORDER

*New Delhi, the 6th September, 1963*

S.O. 2598.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of Associated Cement Companies Limited, Post Office Nowrozabad (District Shahdol, Madhya Pradesh), and their workmen in respect of the matter specified in the Schedule hereto annexed.

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under section 7A of the said Act.

#### SCHEDULE

- (1) Whether the demand for higher grades, special increments, etc. as set out in Annexure 'A' in respect of monthly paid staff listed therein is justified. If so, to what extent?
- (2) Whether the demand for revision of categories and higher wages as set out in Annexure 'B' in respect of daily rated employees listed therein is justified. If so, to what extent?

#### ANNEXURE 'A'

Name		Present Grade	Grade Demanded
1. Shri	R. S. Chaturvedi	B	100—8—140—EB—10—200
2. "	John Joseph	Cat. X	Do.
3. "	S. L. Gopal	A	Biennial increments.
4. "	W. K. Shekdar	B	A
5. "	M. L. Vishkarma	B	A
6. "	L. P. Gupta	C	A
7. "	D. L. Chakravarty	C	A
8. "	C. D. Ghosh	C	B
9. "	Gurunam Singh		
10. "	N. K. Mukherjee		
11. "	Charan Singh	B	Special Grade with ceiling at Rs. 200/-
12. "	R. P. Pandey		
13. "	M. L. Khare	B	A
14. "	G. Mozumdar		
15. "	G. R. Swamy		
16. "	Hitendra Singh		
17. "	S. K. Mukherjee	C	B
18. "	Makarand Prasad		
19. "	M. D. Surti		
20. "	S. S. Dass	C	B
21. "	Jaldayal		
22. "	V. N. Singh		
23. "	Iswar Singh	C	B
24. "	Ratnakar Singh		
25. "	Madhoo Prasad	Awarded (Gr. III)	B
26. "	Mohan	D	
27. "	B. L. Yadav	C	A
28. "	A. K. Sen		
29. "	T. K. Vishnoo		
30. "	Shambhoo Singh	B	A

## ANNEXURE 'B'

Workshop Department		Scales of pay and Category Demanded	
1.	Shri Hanif—Welder . . . . .	2.75 cat IX	
2.	„ Nahar Singh—Turner . . . . .	Proper fitment.	
3.	„ Sunderlal—C.W.M. . . . .	2.75 Cat. IX.	
4.	„ Budhoolal—Moulder . . . . .	Rs. 85/- Basic Cat. X	
5.	„ Bhelu B/smith . . . . .	Rs. 1.87 Cat VII	
6.	„ Ramprasad „ . . . . .	Rs. 2.85 Cat. IX.	
7.	„ Nirpath „ . . . . .	} Rs. 1.87 Cat. VII.	
8.	„ Satlal „ . . . . .		
9.	„ Kampati „ . . . . .		
10.	„ Gahabar „ . . . . .		
11.	„ Sukhdeo „ . . . . .		
12.	„ Gayaprasad „ . . . . .		
13.	„ Mewalal „ . . . . .		
14.	„ Rambisal „ . . . . .		
15.	„ Dhanoo „ . . . . .		
16.	„ Nathulal „ . . . . .		
17.	„ Babulal—Fitter . . . . .	Rs. 85 - Basic Cat. X.	
18.	„ Gangacharan—C.W.M. . . . .	Rs. 1.87 Cat. VII.	
19.	„ Damroolal—Asstt. Fitter . . . . .	Rs. 1.87 Cat. VII.	
20.	„ Banwarilal—Carpenter . . . . .	Cat. IX.	
21.	„ Ramadhin Moulder . . . . .	Rs. 2.75 Cat. IX.	
22.	„ Bhagwandin—C.W. Mechanic . . . . .	Rs. 1.87 Cat. VII.	
<i>Power House Department.</i>			
1.	Shri Ganga—Fireman . . . . .	Rs. 1.87 Cat. VII.	
2.	„ Bisali—Fireman . . . . .	Do.	
3.	„ Sudhoo—Fireman . . . . .	Do.	
4.	„ Belaprasad—Fireman . . . . .	Rs. 85 - Basic Cat. X.	
5.	„ Chotelal—Fireman . . . . .	Rs. 1.87 Cat. VII.	
6.	„ Thingai—Fireman . . . . .	Do.	
7.	„ S. K. Das—Oil issuer . . . . .	Clerical Grade III.	
8.	„ Rankumar Singh—Elec. fitter . . . . .	Rs. 2.75 Cat. IX.	
9.	„ Milan—Fitter . . . . .	Do.	
10.	„ Sunil—Fitter . . . . .	Do.	
11.	„ Piyarelal—Elec. Fitter . . . . .	Rs. 2.75 Cat. IX.	
12.	„ Babulal—Motor Winder . . . . .	Do.	
13.	„ Ramsahai—Helper . . . . .	Rs. 1.8 Cat. VII.	
14.	„ Harsaran Singh—Elec. Fitter . . . . .	Do.	
<i>Coal Cutting Machine Department.</i>			
1.	Shri Moti—C.C.M. Fitter . . . . .	Rs. 2.75 Cat. IX.	

[No. 5/32/63-LR.II.]

A. L. HANDA, Under Secretary.

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

New Delhi, the 8th October 1963

S.O. 2981.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of the Associated Cement Cos. Ltd., Post Office Nowrozabad, District Shahdol, Madhya Pradesh and their workmen in respect of the matter specified in the schedule hereto annexed;

And whereas, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

## SCHEDULE

Whether Shri Namaiyya, a workman in the Survey Department of the said Colliery has been wrongfully designated as mazdoor if so, to what relief is the workman entitled and from what date.

A. L. HANDA, Under Secy.

[Published in the Gazette of India, dated the 19th October 1963 at pp. 3788-87] 3(ii) 1963] at p. 3787.]

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

*New Delhi, the 23rd October 1963*

S.O. 3098.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of Messrs. Associated Cement Companies Ltd., Post Office Nowrozabad, District Shahdol, and their workmen in respect of the matter specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

SCHEDULE

Whether the suspension of Sarvashri Lalmani and Satai, Coal Tub Mazdoors, for ten days by the management of said Nowrozabad Colliery is justified. If not, to what relief are the workmen entitled."

[Published in the *Gazette of India*, dated 2nd November, 1963 at page 3911.]

A. L. HANDA, Under Secy.

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

*New Delhi, the 8th October 1963*

S.O. 2982.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of the Associated Cement Companies Limited, Post Office Nowrozabad, District Shahdol, Madhya Pradesh and their workmen in respect of the matter specified in the schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

SCHEDULE

Whether Sarvashri Sitaram and Halkeyram, 1st Class Boiler Attendants, have been required by the Management of the said colliery to discharge the work of shift engineers;

Whether in view of the said work so far done by them, they should be designated as shift incharge engineers and paid wages in that grade and, if so, from what date?

[Published in the *Gazette of India*, dated the 19th October, 1963, Part II, Section 3(ii), at p. 3787.]

[No. 1/9/63-LR II]

A. L. HANDA, Under Secy.

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

*New Delhi, the 4th January 1964*

S.O. 166—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of Messrs. Associated Cement Companies, Post Office Nowrozabad, District Shahdol, Madhya Pradesh and, their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication,

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act

## SCHEDULE

1. Whether the dismissal of Shri Bedram, Electrical Apprentice of the Nowrozabad Colliery by the Management of the said Colliery with effect from the 6th October, 1962, was justified?
2. If not, to what relief is the workman entitled?

[No. 5/42/63-LR. II.]

A. L. HANDA, Under Secy.

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 19th February 1964*

S.O. 715.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of Messrs. Associated Cement Companies, Post Office Nowrozabad, District Shahdol, Madhya Pradesh and, their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

## SCHEDULE

"Whether Shri L. P. Gupta, Store Clerk, was required to work on the weekly days of rest and other holidays during the period 1st January 1956 to 28th February 1962 and if so, whether he is entitled to get any extra wages on this account?"

[Published in Gazette of India, Part II, Section 3, Sub-section (ii), dated the 29th February, 1964 at page 963.]

[No. 5/64/63-LR.II.]

A. L. HANDA, Under Secretary.

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 15th April 1964*

S.O. 1408.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employer in relation to the Nowrozabad Colliery, Post Office Nowrozabad (District Shahdol, Madhya Pradesh) and their workmen in respect of the matters specified in the schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

## SCHEDULE

"Whether the loco helpers employed in Nowrozabad Colliery are entitled to be placed in Category V. If so, from which date?"

[No. 1/5/64-LR.II.]

A. L. HANDA, Under Secy

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 2nd May 1964*

S.O. 1582.—Whereas the Central Government is of opinion that the industrial dispute exists between the employers in relation to the Nowrozabad Colliery, Post Office Nowrozabad and their workmen in respect of the matter specified in the schedule hereto annexed.

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;



Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

#### SCHEDULE

1. Whether the trammers employed in the Colliery are entitled to any relief on account of work of coupling, signalling and setting of points etc., done by them in the course of their duties?
2. If so, to what extent and from what date?

[No. 1/10/64-LT-II.]

A. L. HANDA, Under Secretary.

### MINISTRY OF LABOUR & EMPLOYMENT

#### ORDER

*New Delhi, the 2nd May 1964*

S.O. 1581.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Nowrozabad Colliery of Messrs. Associated Cement Cos. Ltd., P.O. Nowrozabad, District Shahdol, Madhya Pradesh and their workmen in respect of the matter specified in the schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

#### SCHEDULE

"Whether the management of Nowrozabad Colliery of Messrs. Associated Cement Cos. Ltd., was justified in reverting Shri Sheikh Latif to work as a Miner with effect from the 25th October 1963? If not, to what relief is he entitled?"

[No. 5/4/64-LR.II.]

A. L. HANDA, Under Secretary.

*New Delhi, the 4th July 1964*

S.O. 2442.—Whereas an industrial dispute exists between the Associated Cement Companies Limited, Kotma Colliery, Post Office Kotma Colliery and their workmen represented by the Kotma Colliery Mazdoor Sangh, Post Office Kotma Colliery (hereinafter referred to as the Union);

And whereas the said Company and the Union have by a written agreement, in pursuance of the provisions of sub-section (1) of section 10A of the Industrial Disputes Act, 1947 (14 of 1947), referred the said dispute to arbitration of the person named therein, and a copy of the said arbitration agreement has been forwarded to the Central Government;

Now, therefore, in pursuance of the provisions of sub-section (3) of section 10A of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the said arbitration agreement, which was received by it on the 29th June, 1964.

#### AGREEMENT

(Under Section 10A of the Industrial Disputes Act, 1947)

#### BETWEEN

*Names of Parties:*

*Representing Employers.*—Mr. J. H. Bharucha, Agent, The Associated Cement Companies Ltd., Kotma Colliery, P.O. Kotma Colliery.

*Representing Workmen.*—Shri K. B. Chougule, President, Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

It is hereby agreed between the parties to refer the following industrial disputes to the arbitration of Mr. F. Jeejeebhoy, Retired President, Labour Appellate Tribunal of India, residing at 'Firuz Ara', Chaurchgate Reclamation, Bombay 1.

(1) *Specific Matters in dispute:*

Disputes specified in the following notifications copies of which are annexed hereto and collectively marked as Annexure 'A':

## ANNEXURE 'A'

S. No.	Date of Order of Govt. of India, Ministry of Labour and Employment	Notification No.	Published in Gazette of India, Part II, Sec. 3(ii)	
			Date	Page
1	30-12-1963	S.O. 84	4-1-1964	93
2	31-1-1964	S.O. 492	8-2-1964	650
3	31-1-1964	S.O. 497	8-2-1964	651
4	31-1-1964	S.O. 494	8-2-1964	650
5	31-1-1964	S.O. 496	8-2-1964	651
6	31-1-1964	S.O. 493	8-2-1964	650
7	31-1-1964	S.O. 495	8-2-1964	651
8	12-2-1964	S.O. 639	22-2-1964	863
9	18-2-1964	S.O. 713	29-2-1964	962
10	5-5-1964	S.O. 1651	16-5-1964	1903

The aforesaid disputes had been referred by the Central Government to the adjudication of Mr. Salm M. Merchant, Central Government Industrial Tribunal, Bombay, and the parties had by their joint application dated the 19th June 1964 to the said Tribunal asked for permission to withdraw the same and the said Tribunal by its order dated 19th June 1964 granted permission for the withdrawal of all the aforesaid disputes.

(ii) *Details of the parties to the dispute including the name and address of the establishment or undertaking involved:*

(a) The Associated Cement Companies Limited, Kotma Colliery, P.O. Kotma Colliery;

(b) The Workmen of the Kotma Colliery as represented by the Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

(iii) *Name of the Union representing workmen in question:*

The Kotma Colliery Mazdoor Sangh, P.O. Kotma Colliery.

(iv) *Total number of workmen employed in the Undertaking affected:*  
About 1800.

(v) *Estimated number of workmen affected or likely to be affected by the dispute:*

About 1800.

We further agree that the decision of the said Arbitrator shall be binding on us.

Witnesses,

1. G. R. SWAMY.

2. M. S. KAPUR.

19-6-64.

*Signature of Parties*

Sd/- J. H. BHARUCHA,  
Agent,

The Associated Cement Companies Ltd.,  
Kotma Colliery,  
(Representing Employer).

Sd/- K. B. CHOUGULE,  
President,

Kotma Colliery Mazdoor Sangh.  
(Representing Workmen)

I consent to act as Arbitrator.

Sd/- F. JEEJEBHOY.  
[No. 8/109/64-LR II.]

ANNEXURE 'A'

(Collectively)

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

New Delhi, the 30th December 1963

S.O. 84.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Kotma Colliery of M/s. Associated Cement Companies Ltd., Kotma and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the power conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under section 7A of the said Act

SCHEDULE

1. Whether the members of the time office staff listed in Annexure A were required to work all the seven days in the week from January, 1956 to the 20th August, 1960; and if so, whether they are entitled to get any extra wages for this period?
2. Whether the office peons listed in Annexure B were required to work all the seven days in the week during the period from 26th May, 1956 to the 20th August, 1960; and if so, whether they are entitled to get any extra wages for this period?
3. Whether the watchmen listed in Annexure C were required to work all the seven days in the week during the period 26th May, 1956 to the 20th August, 1960; and if so, whether they are entitled to get any extra wages for this period?
4. Whether Shri Pathak, Clerk and Shri Bisaswar Prasad, issuer of the Magazine Department, were required to work all the seven days in the week during the period 26th May, 1956 to the 20th August, 1960; and if so, whether they are entitled to get any extra wages for this period?

ANNEXURE 'A'

Shri C.R. Dasgupta	.	.	.	.	.	.	Clerk	Time Office
Shri R.N. Bose	.	.	.	.	.	.	"	"
Shri S.N. Chakraborty	.	.	.	.	.	.	"	"
Shri D.K. Rai	.	.	.	.	.	.	"	"
Shri B.K. Mishra	.	.	.	.	.	.	"	"
Shri T.N. Mitra	.	.	.	.	.	.	"	"
Shri Bholaram Gupta	.	.	.	.	.	.	"	"
Shri A.B. Singh (Sr.)	.	.	.	.	.	.	"	"
Shri L.R. Dasgupta	.	.	.	.	.	.	"	"
Shri Than Singh	.	.	.	.	.	.	"	"
Shri R.K. Som	.	.	.	.	.	.	"	"
Shri Khare	.	.	.	.	.	.	"	"
Shri Gaffur	.	.	.	.	.	.	Issuer	"

ANNEXURE 'B'

Shri Jaijhan Singh	.	.	.	.	.	.	Peon	Time Office
Shri Jagatharan Singh	.	.	.	.	.	.	"	"
Shri M.K. Verghese	.	.	.	.	.	.	"	"
Shri Tok Singh	.	.	.	.	.	.	"	"
Shri Dalpratap Singh	.	.	.	.	.	.	"	"
Shri V. Kuttan	.	.	.	.	.	.	"	Main Office
Shri Indrapal Singh	.	.	.	.	.	.	"	"
Shri Jamath Singh	.	.	.	.	.	.	"	"

## ANNEXURE 'C'

	Token No.	Watchman
Shri Hyat Singh . . . . .	434	
Shri Ayodhya Pd. . . . .	435	"
Shri Bhagwan Das . . . . .	436	"
Shri Budhse Pd. . . . .	437	"
Shri Jhabar Singh . . . . .	438	"
Shri Lalman Pandey . . . . .	439	"
Shri Mangal Singh . . . . .	440	"
Shri Nain Singh . . . . .	441	"
Shri Pardeshi . . . . .	442	"
Shri Parasnath . . . . .	443	"
Shri Ram Singh . . . . .	444	"
Shri Rameswar Singh . . . . .	445	"
Shri Ramrasile Sharma . . . . .	446	"
Shri Ram biswas Pandey . . . . .	447	"
Shri Surajpal Singh . . . . .	448	"
Shri Shew Pd. . . . .	449	"
Shri Sahanker Singh . . . . .	450	"
Shri Samerjeet Singh . . . . .	451	"
Shri Surajdeen . . . . .	452	"
Shri Taj Mohd. . . . .	453	"
Shri Tekchand . . . . .	454	"

[No. 8/159/63-LRIL.]

A. L. HANDA, Under Secy.

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 31st January, 1964*

S.O. 492.—Whereas, the Central Government is of opinion that an Industrial dispute exists between the Employers in relation to the Kotma Colliery of Messrs. Associated Cement Cos. Ltd. and their Workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said disputes for adjudication;

Now, therefore, in exercise of the powers conferred by Clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

## SCHEDULE

- (1) Whether the duties performed by Shri Mohammad Ishaq son of Mahammad Ayub entitle him to be regarded as Clerk Grade 'C'? If so from which date?
- (2) Whether Shri Mohammed Ishaq was required to perform duties for more than 8 hours a day and on all the seven days in the week. If so, to what relief is he entitled?

[No. 5/2/64-LRIL.]

A. L. HANDA, Under Secy.

## MINISTRY OF LABOUR &amp; EMPLOYMENT

## ORDER

*New Delhi, the 31st January, 1964*

S.O. 497.—Whereas, the Central Government is of opinion that an Industrial dispute exists between the employers in relation to the Kotma Colliery of M/s. Associated Cement Cos. Ltd. and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

## SCHEDULE

Whether transfer of Sarvashri Barkat Ali and Ramcharan of Loading Department to work as trammers is justified? If not, to what relief are they entitled?

[No. 5/2/64-LRIL.]

A. L. HANDA, Under Secy.

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

*New Delhi, the 31st January 1964*

S.O. 494.—Whereas, the Central Government is of opinion that an industrial dispute exists between the Employers in relation to the Kotma Colliery of M/s. Associated Cement Cos. Ltd. and their Workmen in respect of the matters specified in the schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

SCHEDULE

- (1) Whether Shri Amarnath Dixit was required to perform additional duties as a Shift-in-charge in addition to his duties as a Commission Holder. If so, to what remuneration, if any, is he entitled;
- (2) Whether termination of services of Shri Amar Nath Dixit with effect from the 19th January 1962 was justified? If not, to what relief is he entitled?

[No. 5/2/64-LR-II.]

A. L. HANDA, Under Secy.

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

*New Delhi, the 31st January 1964*

S.O. 496.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Kotma Colliery of M/s. Associated Cement Cos. Ltd. and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal Bombay, constituted under Section 7A of the said Act.

SCHEDULE

Whether Sarvashri Bhagwat Prasad and Nagram were wrongfully stopped from work during the periods 31st December 1961 to 27th February 1962 and 16th November 1961 and 28th February 1962, respectively. If so, to what relief are they entitled?

[No. 5/2/64-LR. II.]

A. L. HANDA, Under Secy.

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

*New Delhi, the 31st January 1964*

S.O. 493.—Whereas, the Central Government is of opinion that an Industrial dispute exists between the employers in relation to the Kotma Colliery of M/s. Associated Cement Cos. Ltd. and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

SCHEDULE

Whether the duties performed by Shri Ram Saroop Singh Station Delivery Clerk involved working beyond 48 hours in a week. If so, to what relief is he entitled and from what date?

[No. 5/2/64-LR II.]

A. L. HANDA, Under Secy.

MINISTRY OF LABOUR & EMPLOYMENT

ORDER

*New Delhi, the 31st January 1964*

S.O. 495.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Kotma Colliery of M/s. Associated Cement Cos. Ltd., and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

#### SCHEDULE

Is the management of Kotma Colliery justified in keeping Shri Abdul Rehman, Miner, out of job from the 7th January 1963? If not, to what relief is he entitled?

[No. 5/2/64-LR. II.]

A. L. HANDA, Under Secy.

#### MINISTRY OF LABOUR & EMPLOYMENT

##### ORDER

*New Delhi, the 12th February 1964*

S.O. 639.—Whereas, the Central Government is of opinion that an Industrial Dispute exists between the employers in relation to the Kotma Colliery of Messrs. Associated Cement Companies Limited, and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

#### SCHEDULE

Whether termination of services of all or any of the following workers is justified? If not, to what relief are they entitled?

1. Shri Ram Garib
2. Shri Dwarka Prasad
3. Shri Shiv Bahaorian
4. Shri Kandhai Ram
5. Shri Bhagwat
6. Shri Swamidcen
7. Shri Chediram
8. Shri Vikramdutt
9. Shri Tilakraj
10. Shri Shankar Roy
11. Shri D. N. Mishra
12. Shri Amjad Ali
13. Shri Joseph
14. Shri Ramtirath
15. Shri R. K. Som
16. Shri Akali
17. Shri Madhav S/o Bharosa
18. Shri Lalla Prasad
19. Shri Vishnoo Prasad
20. Shri Ansuya Prasad.

[No. 5/2/64-LR. II.]

A. L. HANDA, Under Secy.

#### MINISTRY OF LABOUR & EMPLOYMENT

##### ORDER

*New Delhi, the 18th February 1964*

S.O. 713.—Whereas, the Central Government is of opinion, that an industrial dispute exists between the employers in relation to the Kotma Colliery of M/s. Associated Cement Cos. Ltd. and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

**SCHEDULE**

Whether the transfer of Shri B. K. Mishra as a 'C' Grade Clerk from the underground Department on the 4th September 1960, resulting in a loss of Rs. 6/- per mensem to him was justified? If not to what relief is the workman entitled?

[No. 5/2/64-LR II.]

A. L. HANDA, Under Secretary.

**MINISTRY OF LABOUR & EMPLOYMENT**

**ORDER**

*New Delhi, the 5th May 1964*

S.O. 1651—Whereas, the Central Government is of opinion that an Industrial dispute exists between the employers in relation to the Kotma Colliery of M/s. Associated Cement Companies Ltd., Kotma and their workmen in respect of the matters specified in the schedule hereto annexed;

And whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under Section 7A of the said Act.

**SCHEDULE**

1. Whether the management of the Kotma Colliery is justified in retrenching the following workmen with effect from the 25th January 1964:
  1. Shri Samarjeet Singh Coal Cutting Machine Driver.
  2. Shri Dhandoo, Coal Cutting Machine Driver.
  3. Shri Lalbahadur, Coal Cutting Machine Mazdoor
  4. Shri Puranmashi Coal Cutting Machine Mazdoor.
  5. Shri Patil Pal, Coal Cutting Machine Mazdoor
2. If not, to what relief are the workmen entitled?

[5/3/64-LR II.]

A. L. HANDA, Under Secy.

*New Delhi, the 6th July 1964*

S.O. 2443.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Dalmia Dadri Cement Limited, Charkhi Dadri, Punjab and their workmen employed in Kankar quarries in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 7A and clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), and in supersession of the Government of India, Ministry of Labour and Employment No. S.O. 1975 dated the 25th May 1964, the Central Government hereby constitutes an Industrial Tribunal with Shri Kundan Lal Gosain as the Presiding Officer, with headquarters at Chandigarh and refers the said dispute for adjudication to the said Industrial Tribunal.

**SCHEDULE**

What should be the work-load for excavators and loaders employed in the quarries of Messrs Dalmia Dadri Cement Limited, Charkhi Dadri?

[No. 23/7/64-LR.II.]

**S.O. 2444.**—Whereas the Central Government is of opinion that an Industrial dispute exists between the employers in relation to the Dalmia Dadri Cement Limited, Charkhi Dadri, Punjab and their workmen employed in Kankar quarries in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 7A and clause (d) of Sub-section(1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), and in supersession of the Government of India, Ministry of Labour and Employment Order No. S.O. 1976 dated the 30th May 1964, the Central Government hereby constitutes an Industrial Tribunal with Shri Kundan Lal Gosain as the Presiding Officer, with headquarters at Chandigarh and refers the said dispute for adjudication to the said Industrial Tribunal.

#### SCHEDULE

- (1) Whether the termination of services of Shrimati Shanti W/o Sadhu Ram, Laxmi W/o Sohan and Sharbati W/o Ram Parshad was justified? If not, to what relief are they entitled?
- (2) (a) Whether the following workmen absented themselves from work from the date shown against each or were they refused employment by the management from such dates?

Sl. No.	Name	Father's Name	Village	Date
1	Tarachand . . .	Sheochand	Sanaspur	3rd November, 1963
2	Pooran . . .	Chunia	Loharawala	10th November, 1963
3	Surjan . . .	Godia	Loharwala	10th November, 1963
4	Gopi . . .	Sawal	Loharwala	10th November, 1963
5	Shamanand . . .	Piara	Loharwala	10th November, 1963
6	Lila . . .	Sawal	Loharwala	10th November, 1963
7	Badlu . . .	Chunia	Loharwala	10th November, 1963
8	Sultan . . .	Kanhaya	Gochhi	10th November, 1963
9	Manohar . . .	Harchand	Loharwala	10th November, 1963
10	Harnam . . .	Harchand	Loharwala	10th November, 1963
11	Munshi . . .	Sawan	Loharwala	10th November, 1963
12	Shampat . . .	Juglal	Loharwala	10th November, 1963
13	Pooran . . .	Juglal	Loharwala	10th November, 1963
14	Subhashchand . . .	Manbhar	Chhapar	10th November, 1963
15	Lilu . . .	Mada	Loharwala	15th November, 1963
16	Permanand . . .	Mada	Loharwala	15th November, 1963
17	Chandar . . .	Parbhati	Loharwala	14th November, 1963
18	Parbhati . . .	Magli	Loharwala	14th November, 1963
19	Bhagwana . . .	Lalti	Loharwala	14th November, 1963
20	Chander . . .	Chandgi	Loharwala	11th November, 1963
21	Fakira . . .	Malhu	Loharwala	11th November, 1963
22	Omparkash . . .	Malhu	Loharwala	11th November, 1963
23	Dhupa . . .	Nanhar	Loharwala	11th November, 1963
24	Maichand . . .	Gugan	Loharwala	11th November, 1963
25	Jailal . . .	Madia	Loharwala	8th November, 1963
26	Tale . . .	Lalti	Loharwala	8th November, 1963
27	Mailal . . .	Sudhan	Loharwala	8th November, 1963
28	Chandgi . . .	Meda	Loharwala	8th November, 1963
29	Dugar . . .	Sudham	Loharwala	1st December, 1963
30	Ramkishan . . .	Sodhan	Khatiwas	1st December, 1963
31	Bhagwana . . .	Hansraj	Munshah	1st December, 1963
32	Dullichand . . .	Darbhuram	Sanga	1st December, 1963
33	Chhoturam . . .	Ramkaran	Munshah	1st December, 1963
34	Sriram . . .	Ramkaran	Munshah	6th November, 1963
35	Jailal . . .	Lahri	Munshah	1st November, 1963
36	Sadhuram . . .	Ramlal	Munshah	1st December, 1963
37	Partap . . .	Adram	Munshah	1st December, 1963
38	Sioram . . .	Udmiram	Badla	1st December, 1963

- (b) If they were refused employment by the management, to what relief are they entitled?
- (3) (a) Whether the following workmen were denied work for the periods indicated against each by the management of the Dalmia Dadri Cement Limited?



Name	Father's Name	Date of non-employment		No. of days
		From	To	
1. Sh. Bharat Singh . . . . .	Pokhar	1-12-63	15-12-63	15 days
2. Sh. Indraj . . . . .	Dedaram	1-12-63	15-12-63	15 days
3. Sh. Omparkash . . . . .	Nanhar	1-12-63	15-12-63	15 days
4. Sh. Beg Raj . . . . .	Kanhia	1-12-63	15-12-63	15 days
5. Sh. Sheonarain No. 2 . . . . .	Jhuthar	1-12-63	15-12-63	15 days
6. Suran Bhan . . . . .	Mahiya Ram	3-12-63	15-12-63	13 days
7. Mahya Ram . . . . .	Makran	3-12-63	15-12-63	13 days
8. Nanhar . . . . .	Pokhar	3-12-63	15-12-63	13 days
9. Ramkumar No. 3 . . . . .	Harphul	3-12-63	15-12-63	13 days
10. Jit Singh . . . . .	Raisingh	1-12-63	15-12-63	15 days
11. Parbhati . . . . .	Bhajuram	1-12-63	15-12-63	15 days
12. Pania . . . . .	Sunda	1-12-63	15-12-63	15 days
13. Mehar Singh . . . . .	Tekram	8-12-63	15-12-63	8 days
14. Rishal . . . . .	Mohar Singh	8-12-63	15-12-63	8 days
15. Mai Dhan . . . . .	Gugan	8-12-63	15-12-63	8 days
16. Lalti . . . . .	Daya Nand	8-12-63	15-12-63	8 days
17. Nand Lal . . . . .	Sukhdev	8-12-63	15-12-63	8 days
18. Balwan . . . . .	Sukhdev	8-12-63	15-12-63	8 days
19. Jai Dayal . . . . .	Hanumat	8-12-63	15-12-63	8 days
20. Sirichand . . . . .	Shiv Dutt	8-12-63	15-12-63	8 days
21. Perbhu . . . . .	Net Ram	8-12-63	15-12-63	8 days
22. Maniram . . . . .	Parbhu	8-12-63	15-12-63	8 days
23. Banwari . . . . .	Parbhu	8-12-63	15-12-63	8 days
24. Mehar Singh . . . . .	Baldeva	12-12-63	15-12-63	4 days
25. Fateh Singh . . . . .	Baldeva	12-12-63	15-12-63	4 days
26. Harnam . . . . .	Molar	12-12-63	15-12-63	4 days
27. Chaju . . . . .	Hira Ram	12-12-63	15-12-63	4 days
28. Mange Ram . . . . .	Chaju Ram	12-12-63	15-12-63	4 days
29. Balla . . . . .	Molar	12-12-63	15-12-63	4 days
30. Randhir . . . . .	Molar	12-12-63	15-12-63	4 days
31. Chotu . . . . .	Budh Ram	12-12-63	15-12-63	4 days
32. Bhola . . . . .	Budh Ram	12-12-63	15-12-63	4 days
33. Juglal . . . . .	Budh Ram	12-12-63	15-12-63	4 days
34. Molar . . . . .	Budh Ram	12-12-63	15-12-63	4 days
35. Chandgi . . . . .	Kurara	12-12-63	15-12-63	4 days
36. Phul Singh . . . . .	Sudhan	12-12-63	15-12-63	4 days
37. Badlu . . . . .	Sunda	12-12-63	15-12-63	4 days
38. Bharat Singh . . . . .	Sheochand	12-12-63	15-12-63	4 days
39. Siri Chand . . . . .	Puhalar	12-12-63	15-12-63	4 days
40. Badlu . . . . .	Nathu	12-12-63	15-12-63	4 days
41. Chander . . . . .	Khem Chand	12-12-63	15-12-63	4 days
42. Maru . . . . .	Nathu	12-12-63	15-12-63	4 days
43. Giani Ram . . . . .	Mara	5-12-63	15-12-63	11 days
44. Mange Ram . . . . .	Sukhlal	5-12-63	15-12-63	11 days
45. Mara . . . . .	Bhai Ram	5-12-63	15-12-63	11 days

(b) If so, to what relief are they entitled ?

[F. No. 22/7/64-LR. II]

**S.O. 2445.**—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to Phalodi Quarries of Messrs Jaipur Udyog Limited, Sawaimadhopur and their workmen in respect of the matters specified in the Schedule hereto annexed;

And, whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 7A and clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby constitutes an Industrial Tribunal with Shri Jawan Singh Ranawat as the Presiding Officer thereof with headquarters at Jaipur, and refers the said dispute for adjudication to the said Industrial Tribunal.

**SCHEDULE**

(1) Whether Shri Amar Singh, workman of Messrs Jaipur Udyog Limited, Sawaimadhopur, has been performing the duties of 'tester' in Phalodi Quarries since November 1960, as represented by Cement Works Karamchari Sangh, Phalodi Branch?

(2) If so, to what relief is Shri Amar Singh entitled?

[No. 22/4/64-LR.II.]

A. L. HANDA, Under Secy.

*New Delhi, the 30th June 1964*

**S.O. 2446.**—In exercise of the powers conferred by section 73F of the Employees' State Insurance Act, 1948 (34 of 1948), the Central Government hereby makes the following amendment in the notification of Government of India in the Ministry of Labour and Employment No. S.O. 2558, dated the 30th August, 1963, namely:—

In the schedule to the said notification, item 3 and the entries relating thereto under columns 2, 3 and 4 respectively shall be omitted.

[No. F. 6/110/64-HI.]

*New Delhi, the 1st July 1964*

**S.O. 2447.**—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Chandigarh in the industrial dispute between the employers in relation to the Central Bank of India and their workmen which was received by the Central Government on the 29th June, 1964.

**BEFORE SHRI K. L. GOSAIN, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, CHANDIGARH**

**REFERENCE No. 1/C OF 1964**

**BETWEEN**

The employers in relation to the Central Bank of India Limited and their workmen.

**PRESENT:**

Shri Daljit Rai Batra—for the workmen.

Shri Chaman Lal Chopra—for the Bank.

**AWARD**

The Government of India, Ministry of Labour & Employment having formed an opinion that an industrial dispute had come into existence between the employers in relation to the Central Bank of India Ltd. and their Workmen in respect of the matters mentioned below passed necessary orders under Section 7-A read with clause (d) of Sub-Section (1) of Section 10 of the Industrial Disputes Act 1947 and referred the said dispute for adjudication to this Tribunal *vide* their Order No. 51(8)/64-LRIV, dated the 17th/20th February, 1964.

1. Was the management of the Central Bank of India Ltd. justified in making the appointment of Shri Malvinder Singh with effect from the 20th December, 1962 on a purely temporary basis? If not, to what relief is the workman entitled?
2. Whether the action of the management in terminating the services of Shri Malvinder Singh with effect from 15th October, 1963 was justified and if not, to what relief is the workman entitled?

On receipt of the reference in this Court usual notices were issued to the parties, and in response to the same the workmen filed their statement of claim and the management filed their written statement. The pleadings of the parties gave rise only to two issues which are precisely the same as the items of reference. The parties were called upon to lead their evidence on the aforesaid issues. The Bank produced Shri M. V. Mauskar Chief Agent Central Bank of India Ltd. as a witness on their behalf and his statement was recorded as R.W. 1. The workmen produced

as many as 8 witnesses, who are A.W. 1 to A.W. 8. After the close of their evidence I gave the representatives of the parties an opportunity to address their arguments to me and I have heard the same today.

The facts giving rise to the reference are that one Shri Tej Bhan, who was working as an Asstt. Cashier in the Ambala City Branch of the Bank was transferred from there. It is in evidence that besides the Chief Cashier in that branch there were 3 assistant cashiers working there and one of them was Shri Tej Bhan. It appears that the Chief Agent was of the view that the three cashiers including the Chief Cashier were enough for that branch and that the vacancy of Shri Tej Bhan, need not therefore be filled. The Sub-Agent, who was incharge of the branch on the other hand insisted that he should be given atleast a temporary hand for some time in place of Shri Tej Bhan. The vacancy remained as unfilled for a period of about one month. On an application made by Shri Malvinder Singh on 19th December 1962 which is Ext. R-1 he was appointed as a temporary hand for 3 months to work in place of Shri Tej Bhan. The office copy of the appointment order issued to him is Ext. R-2. In this order Shri Malvinder Singh was definitely asked to file a written acceptance of the terms and conditions of the appointment and on the same day he filed a written confirmation which is Ext. R-3. The terms and conditions mentioned in Ext. R-2 and accepted by Shri Malvinder Singh by R-3 clearly show that the appointment was only a temporary one and was to end on 19th February 1963. Shri Malvinder Singh was, however, re-appointed as a temporary hand for two more months with effect from 21st February 1963 and this term of his ended on 20th April 1963. He was appointed as a temporary hand for the 3rd time on 23rd April 1963 for a period of 3 months and this term ended on 22nd July 1963. On 23rd July 1963 he made another application Ext. R-6 and his term was extended by one month only upto 22nd August 1963. He accepted this appointment on the terms and conditions on which it was made and which expressly provided that the term of his appointment would expire on 22nd August, 1963, vide his letter of acceptance Ext. R-7. On 23rd August, 1963, Shri Malvinder Singh was re-appointed as a temporary hand for one month upto 22nd September, 1963 and on 23rd September, 1963, his term was extended by one month and was to end on 22nd October, 1963. On 15 October, 1963, the Bank served him with a notice informing him that his services will be terminated after 14 days and this action of the Bank purports to have been taken in terms of the contract of appointment. His services were terminated in accordance with this notice, and he then approached the Central Bank Workmen Union who took up his cause and issued a demand notice resulting in the present reference.

The two points that actually fall for decision are (1) Whether the Bank was justified in making the various temporary appointments referred to above and (2) Whether the Bank was justified in terminating the services of Shri Malvinder Singh.

#### *Qua Point No. 1.*

The contention raised on behalf of the workmen is that the vacancy which occurred due to the transfer of Shri Tej Bhan was a permanent one and should have been kept on probation for six months or so. It is urged that the Bank was not competent to appoint Shri Malvinder Singh on temporary basis and that this appointment could not in any case be made 5 times as a temporary appointment. Reference is made to Para 508 of the award of the All India Industrial Tribunal (Bank Disputes) Bombay popularly known as the Shastri Award. This provides that the employees of a Bank shall be classified as (a) permanent employees, (b) probationers, (c) temporary employees and (d) part time employees. Temporary employee is defined in this paragraph as under:—

“Temporary employee means an employee who has been appointed for a limited period for work which is essentially of temporary nature or who is employed temporarily as an additional employee in connection with a temporary increase in work of a permanent nature.”

It is argued by the workmen that the case of Shri Malvinder Singh does not fall under any of the two categories mentioned in the definition of a temporary employee and Shri Malvinder Singh could not, therefore, be treated as a temporary employee. On behalf of the management reliance is placed on paragraphs 23-10, 23-13 and 23-15 of National Industrial Tribunal (Bank Dispute) Award popularly known as Desai award. In para 23-13 of this award it is stated, “the

Indian Bank's Association has pleaded that the present classification as laid down in the Shastri award should be maintained subject to the modification suggested by it. The Indian Bank's Association has under item 19 claimed that the definition of the expression 'temporary employee' as given in the Shastri award should be amended by adding the words"

"and includes a workman who is appointed in a temporary vacancy of a permanent workman or probationer." at the end of the definition. Whilst dealing with the said demand I have directed that the definition of temporary employee as given in the Shastri award should be amended by adding at the end the words "and includes an employee other than a permanent employee who is appointed in a temporary vacancy of a permanent workman." In paragraph 23.15 the definitions of the various classes of employees are given and there the definition of the temporary employee includes the additional words which were sought to be added to it in para 23.13. The case of the management is that Shri Malvinder Singh's case is covered by the two clauses of the definition namely the second clause as it existed previous to its amendment and the 3rd clause which has been added to it by the Desai award. It is urged on their behalf that the Chief Agent did not wish to give to the Ambala City branch more than 3 cashiers including the Chief Cashier but that the Sub-Agent of that branch was persisting that owing to the increase in work in that branch it was necessary to have the 4th man atleast for some time. The appointment of Shri Malvinder Singh on temporary basis is justified by the Bank on the basis that the vacancy of Shri Tej Bhan had to be filled only temporarily for some time owing to the additional work and that the Bank never intended to appoint any one as a permanent hand as against that vacancy. This version of the management is supported by the evidence of the Sub Agent Shri A. N. Rajanwal, who has appeared as a witness on behalf of the workmen as A.W. 7. He has stated as under:—

"Malvinder Singh was given to me as a temporary hand after about one month after the time Tej Bhan left. I immediately wanted a cashier but the Chief Agent told me to carry on with the 3 cashiers which I had. Again and again on my representation that the work had increased I was given Malvinder Singh as a temporary hand." This statement of his is corroborated by his previous letters Ext. A.W.7/1, A.W.7/2 and A.W.7/3. In all of them it is expressly stated that owing to the increase in the work he needed a temporary hand. Obviously it was for the management to decide whether they required four cashiers or three cashiers and if it was their intention to carry on the work ultimately with the 3 cashiers, no one could force them to fill the vacancy of Shri Tej Bhan permanently. The appointment of Shri Malvinder Singh as a temporary hand from time to time in these circumstances was justified and he cannot insist that the temporary appointment should be treated as permanent appointment or that he should be treated to have been appointed on a period of probation. In every appointment order he was told that he was being appointed only as a temporary hand and for a fixed period. He was also told that his services were liable to be dispensed with by means of notice even before the expiry of the said period. He accepted the terms of his appointment every time by means of a letter which he used to sign. In his statement of claim he has admitted this fact and has also produced a number of copies of the letters which were received by him and which were sent by him. The Desai Award clearly envisages an appointment of this nature and I am wholly unable to agree with the workmen that the Bank was not authorised to make the temporary appointment in question or that these temporary appointments were made *malafide* and with any ulterior motive. The demand covered by Item No. 1 of the reference is, therefore, dismissed.

#### Qua Point No. 2.

In Ext. R-9 which is the last appointment order by virtue of which the term of appointment of Shri Malvinder Singh was extended for one month commencing from 23rd September, 1963 to 23rd October, 1963, it is expressly provided as under:—

"The management, however, reserves the right to terminate his services at any time with 14 days notice or payment in lieu thereof." The notice contemplated by this clause was actually sent to Shri Malvinder Singh and its office copy has been produced as Ext. R.10. Malvinder Singh, therefore, remained in service for 14 days after this notice and his services were actually terminated some times after 23rd October, 1963, which was the last date upto which he could remain in service by virtue of Ext. R.9. The notice had only the effect of giving Shri Malvinder Singh a few days more to remain in the service of the Bank. The case of the management is that the services of Shri Malvinder Singh having been terminated in accordance with the terms of his appointment he could have

no grievance about the same, and that the action of the management in this respect must be held to be justified. On behalf of the workmen, however, it is contended that the aforesaid term in the contract of service was used only as a camouflage for terminating the services of Shri Malvinder Singh and that in reality the order of the Bank terminating his services amounts to an order of dismissal and is based on grounds regarding which he was neither charge sheeted nor given an opportunity to defend himself. It is admitted on behalf of the management that on 1st October, 1963, there was a case of shortage of cash of about Rs. 10000 at Ambala City Branch of the Bank. The Chief Cashier put the blame for it on Shri Malvinder Singh and the latter put it on the Chief Cashier himself. The Chief Agent actually went to the spot to make some enquiry but in view of the different versions of the incident he was unable to arrive at any definite conclusion. The Chief Agent has admitted that one of the reasons which prompted him for issuing notice Ext. R.10 was that Shri Malvinder Singh had been suspected of having caused the shortage of cash and that by this he (the chief agent) had lost confidence in Shri Malvinder Singh. The workmen interpret this statement of the Chief Agent as meaning that the real cause for terminating the services of Shri Malvinder Singh was that he had caused the shortage of Rs. 10000. They urge that if it were so, a proper enquiry should have been made into the matter. They contend that no charge sheet had been given to Shri Malvinder Singh on this point and that no enquiry into the matter had been ever held. It is argued that the order of termination of services of Shri Malvinder Singh must in these circumstances be treated as an order of dismissal and must be held to be vitiated on the short ground that it was passed without affording any opportunity to him to show cause to the contrary. After giving my careful consideration to the matter I am demitely of the opinion that the management did not intend to pass any order of dismissal. Shri Malvinder Singh was being appointed as a temporary hand from time to time and it is possible that the appointment may have been lasted for some time more. By the incident of shortage of cash the management probably lost their confidence in him and they did not therefore wish to retain him in service. The contract of service gave them a right to dispense with his services and they availed of the said right. Even if they had not given any notice to Shri Malvinder Singh the term of his appointment would have expired on 22nd October, 1963, and he could not have insisted that he should be re-appointed either as a temporary hand or as a probationer. In the circumstances of this case I am unable to agree with the workmen that the terms and conditions of his service were used only as a camouflage to terminate the services of Shri Malvinder Singh and that the actual termination of his services in this case should be treated at par with an order of dismissal. The order as it stands and the circumstances of the case clearly show that the Bank did not wish to extend the term of appointment of Shri Malvinder Singh any further, and it is wholly immaterial that the authorities of the Bank had arrived at the above decision partly because of the fact that they had lost their confidence in Malvinder Singh. In the case of Chartered Bank, Bombay and its workmen reported as 1960 II LLJ page 222 the facts were somewhat similar, and their Lordships of the Supreme Court in allowing the appeal of the employer by special leave held that "In the circumstances of the instant case it could not be contended that there was a colourable exercise of power by the employer." The effect of the order Ext. R.10 was only this that he was not given another term of a temporary employment and this he could not obviously insist on getting. The case of the workmen has no merits and the demand covered by Item No. 2 of the reference is also dismissed. No order as to costs.

22-6-1964

K. L. GOSAIN, Presiding Officer.

[No. 51(8)/64-LRIV.]

*New Delhi, the 3rd July 1964*

**S.O. 2448.**—In exercise of the powers conferred by section 73-F of the Employees State Insurance Act, 1948 (34 of 1948), the Central Government hereby makes the following amendments in the notification of the Government of India in the Ministry of Labour and Employment No. S.O. 134 dated the 5th January, 1962 namely:—

In the Schedule to the said notification against item 4,

the entries "Katrasgarh" and "Metal Corporation of India Ltd." occurring under columns 3 and 4 respectively shall be omitted

[No F.6/42/64-III]

#### ORDERS

*New Delhi, the 3rd July, 1964*

**S.O. 2449.**—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to Messrs A C Roy and Company Private Limited, Calcutta and their workmen in respect of the matters specified in the Schedule hereto annexed,

And whereas, the Central Government considers it desirable to refer the said dispute for adjudication,

Now, therefore, in exercise of the powers conferred by section 7A and clause (d) of sub section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby constitutes an Industrial Tribunal of which Shri S N Guha Roy shall be the Presiding Officer with headquarters at Calcutta and refers the said dispute for adjudication to the said Industrial Tribunal

#### SCHEDULE

Whether the demand of 17 Assistant Supervisors of Messrs A C Roy and Company Private Limited, Calcutta for confirmation and suitable designation is justified? If so, what should be the conditions of service applicable to them regarding scales of pay, dearness allowance, overtime allowance provident fund, gratuity, medical benefits, duty hours and roster of duties including OTs?

[No. 28/41/64-LRIV.]

*New Delhi, the 4th July 1964*

**S.O. 2450.**—Whereas, the Central Government is of opinion that an industrial dispute exists between the Allahabad Bank Ltd, Calcutta and their workmen in respect of the matters specified in the Schedule hereto annexed,

And, Whereas, the Central Government considers it desirable to refer the said dispute for adjudication,

Now Therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Calcutta, constituted under section 7A of the said Act.

#### SCHEDULE

1. Whether the contention that the transfer of Shri Ramball Singh from the Calcutta Branch to South Calcutta Branch of the Allahabad Bank Ltd, is an act of victimisation, is well founded?

2. If so, to what relief is the workman entitled?

[No 51(20)/64-LRIV]

O. P TALWAR, Under Secy.

*New Delhi, the 3rd July 1964*

**S.O. 2451.**—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby appoints S/Shri G H Doari and Hrishikesh Ray to be Inspectors for the whole of the State of West Bengal and the Union territories of Tripura and Andaman and Nicobar Islands for the purposes of the said Act or of any Scheme framed thereunder, in relation to any establishment belonging to, or under the control of the Central Government, or in relation to any establishment connected with a railway company, a major port, a mine or an oil field or a controlled industry.

[No 20(71)/64-PFI]

P. D GAIHA, Under Secy

*New Delhi, the 6th July, 1964.*

**S.O. 2452**—In exercise of the powers conferred by section 4 of the Iron Ore Mines Labour Welfare Cess Act, 1961 (58 of 1961) read with sub-rule (4) of rule 3 of the Iron Ore Mines Labour Welfare Cess Rules, 1963, the Central Government hereby constitutes the Advisory Committee for the State of Orissa consisting of the following members, namely:—

- |   |   |
|---|---|
| 1. Labour Commissioner, Government of Orissa, Cuttack   | Chairman.   |
| 2. Regional Labour Commissioner (Central), Calcutta   | Vice-Chairman   |
| 3. Shri Bairagi Charan Jena, Member of the Legislative Assembly, Orissa                                       | Member of the Legislative Assembly.                       |
| 4. Shri R. P. Billimoria, Director of Personnel, Tata Iron and Steel Company, Limited, Jamshedpur.            | } Representatives of the non-iron ore owners of Orissa.   |
| 5. The Agent, Orissa Mineral Development Co., Badajamada, Keonjhar.   |   |
| 6. Shri V. G. Gopal, Vice-President, Indian National Mine Workers Federation, 17, K. Road, Jamshedpur.        | } Representatives of the iron ore mine workers of Orissa. |
| 7. Shri B. C. Patra, General Secretary, Gorumahisani Workers' Union, P. O. Gorumahisani, District Mayurbhanj. |   |
| 8. Miss Suprava Rao, C/o Gorumahisani Iron Mines Workers' Union, P.O. Gorumahisani, District Mayurbhanj.      | Woman representative.                                     |
2. The headquarters of the Advisory Committee will be at Cuttack.

[No. 12(1) 62-MIII]

R. C. SAKSENA, Under Secy.

*New Delhi, the 6th July 1964*

**S.O. 2453**—The following draft of a scheme to amend the Dock Workers (Safety, Health and Welfare) Scheme, 1961, which the Central Government proposes to make, in exercise of the powers conferred by sub-section (1) of section 4 of the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948), is published as required by the said sub-section for the information of all persons likely to be effected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 15th August 1964.

Any objections or suggestions which may be received from any person with respect to the said draft before the date so specified will be taken into consideration by the Central Government.

#### *Draft Scheme*

1. This Scheme may be called the Dock Workers (Safety, Health and Welfare) Amendment Scheme, 1964.

2. In the Dock Workers (Safety, Health and Welfare) Scheme, 1961, in sub-paragraph (2) of paragraph 5, in the last sentence, after the words, "Any medical practitioner who" the following words shall be inserted, namely:—

"wilfully suppresses the information required under this sub-paragraph and"

[No. 528/27/61-Fac.]

K. D. HAJELA, Under Secy.

